



GOVERNMENT OF PAKISTAN
DIRECTORATE GENERAL OF TRADE ORGANISATIONS
MINISTRY OF COMMERCE
State Life Building No. 7, 2nd Floor,
Blue Area, Islamabad



F. No. 6(9)/2013-TO

Islamabad, the August 24th, 2013

ORDER IN ORIGINAL NO. 07/2013

Passed by Mr. Muhammad Usman Qureshi, Director of Trade Organizations

NB: Section 21, Sub-Section 2 of Trade Organizations Act, 2013 stipulates that any person or trade organisation aggrieved by any decision or order of the Regulator may, within fourteen days of communication of such decision or order, prefer appeal to the Federal Government whose decision, subject to sub-section (4), shall be final.

Rana Ijaz Ahmad and others,

Versus

- 1) *Rana Sajid Hameed***
- 2) *Jhelum Chamber of Commerce and Industry (JCC&I)***

Present in the hearing on 23-08-2013:

- | | | |
|------|--|---------------------|
| i) | Rana Ijaz Ahmad, member JCC&I, | (Complainant) |
| ii) | Mr. Aftab Ahmad, member JCC&I, | (Complainant) |
| iii) | Rana Sajid Hameed, member JCC&I | (Respondent No.1) |
| iv) | Mr. Abdas Samad Pal, Acting Secretary, JCC&I | (Respondent No. 2) |

Date of Hearing: **23-08-2013**

Place of Hearing: **OFFICE OF DIRECTOR OF TRADE ORGANIZATIONS
DIRECTORATE GENERAL OF TRADE ORGANIZATIONS,
STATE LIFE BUILDING No. 7, 2ND FLOOR, BLUE AREA,
ISLAMABAD.**

Date of issuance of Order: **24-08-2013**

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In exercise of powers conferred by sub-section 2 of section 22 of Trade Organizations Act, 2013, the Regulator of Trade Organizations delegated his powers to hear and pass an appropriate order on the complaint filed by Mr. Rana Ijaz and others, members of Jhelum Chamber of Commerce and Industry (JCC&I) against JCC&I and Mr. Sajid Hameed, member of JCC&I to the undersigned.

2. The complainants in their complaint dated 19.08.2013 before the Regulator alleged that:

- i. Rana Sajid Hameed, (respondent No.1) obtained membership of JCC&I on the basis of fake documents that showed that the name of his firm was M/s Rana Jewellers located at Chowk Ahle Hadith Jhelum, whereas the complainants are the real owners of the said shop and the respondent No.1 has no association with that shop.
- ii. There are a number of members of JCC&I, who are not qualified to become members and voters of JCC&I, but they have been included in the list of eligible voters for elections of JCC&I for 2013-14.

3. In pursuance of powers delegated by the Regulator of Trade Organizations, a personal hearing to adjudicate on the complaint was held on 23.08.2013 at 2 p.m in the office of the undersigned in the Directorate General of Trade Organizations, Blue Area, Islamabad. The complainants were represented by Rana Ijaz Ahmad and Mr. Aftab Ahmad, whereas, Rana Sajid Hameed and Mr. Abdas Samad Pal represented the respondents.

4. The complainants reiterated the allegation mentioned in para 2(i) above. They further alleged that respondent No.1 also obtained an NTN on the basis of their shop i.e. M/s Rana Jewellers, whereas he had no association with M/s Rana Jewellers. The complainants also pointed out that they have also filed a complaint against respondent No.1 with the Federal Board of Revenue (FBR) and their complaint is being investigated by FBR. It was also alleged that the claim of respondent No.1 that he now runs a shop by the same name of M/s Rana Jewellers at 9-C, Qureshi Plaza, G.T.S Chowk, Jhelum, is not true and that there is no such shop at 9-C, Qureshi Plaza. Their claim could be verified by visiting the said shop in Qureshi Plaza.

5. Respondent No.1 stated that he was previously associated with M/s Rana Jewellers of the complainants but now he manages a shop by the same name of M/s Rana Jewellers at 9-C, Qureshi Plaza, Jhelum. It was conceded by the respondent No.1 that FBR was conducting an inquiry against him for which he has appeared before them. However, the inquiry has not come to a final conclusion. Respondent No.1 maintained that he manages a shop by the name of M/s Rana Jewellers at 9-C, Qureshi Plaza, Jhelum. He agreed with the proposal of verification of his shop at the above address.

6. During the hearing Mr. Abdas Samad Pal, (respondent No. 2), submitted a written statement that the name of the firm of the complainant, Mr. Rana Ijaz registered with JCC&I is M/s New Rana Jewelers located at Dhulan bazaar, Jhelum. However, previously the names of his firms registered with JCC&I were M/s Khurram Jewellers and M/s Umer Jewellers. Therefore, the complainant does not have any concern with M/s Rana Jewellers and hence does not have the right file a complaint on this issue. However, JCC&I has also served a notice on respondent No.1 to verify his business credentials.

7. Thereafter, the complainants reiterated their allegation mentioned in para 2(ii) above. During the hearing they also provided a list of eligible voters for 2013-14 election on which they had highlighted the names of some firms, which they claimed were not eligible to become voters for 2013-14 election. They requested that an investigation be carried out to verify list of eligible voters, as a number of them do not qualify to become members and voters of JCC&I.

8. Respondent No.2 denied that there are any ineligible voters on the final list of voters of JCC&I for 2013-14 election. He also pointed out that the complainants had not filed any complaint against the voter list within the stipulated time of filing complaints provided in the election schedule. The complainants argued that they could not file complaints within the stipulated time as they were not provided copy of the voters list. Respondent No.2 claimed that the voter list was displayed at all the relevant forums.

9. After hearing the parties at length, perusing the record, documentary evidence and relevant provision of laws and rules, this forum is of the view that there is a need to

verify the claim of respondent No.1 that he manages a shop by the name of M/s Rana Jewellers at 9-C, Qureshi Plaza, Jhelum, as there are reasonable doubts about the genuineness of his business.

10. The forum is also of the view that the complainants have failed to file complaints against the voter list of JCC&I for 2013-14 within time stipulated in the election schedule. According to the election schedule of JCC&I for 2013-14 election, the last date for filing of objections against the voters list with the Regulator was 3.08.2013, whereas, the complainants filed their complaint with the Regulator on 19.08.2013.

11. In view of the foregoing facts and reasons the following decisions are hereby made:

- a) An officer of Directorate General of Trade Organizations would visit shop No. 9-C at Qureshi Plaza, Jhelum to verify that M/s Rana Jewellers managed by respondent No. 1 is located at the said address.
- b) The complaint against the voters list of JCC&I for 2013-14 election is dismissed as rejected, as the complainants have failed to file the complaint within the stipulated time provided in the election schedule for 2013-14 election.

(**Muhammad Usman Qureshi**)
Director (TO)

Announced Dated:- 24 -08-2013.