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**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,
Islamabad.**



F. No. 6(14)/2013-TO

Islamabad, the March 27th, 2014

ORDER IN ORIGINAL NO. 06/2014

**Passed by Mr. Javed-ul-Hassan Qureshi, Regulator of Trade Organizations
(In exercise of power conferred under section 14 of Trade Organizations Act,
2013).**

Haji Muhammad Iqbal and Mr. Noman Faqir

Versus

President, Mardan Chamber of Commerce and Industry

Present in the hearing on 24-03-2014:

i) Haji Muhammad Iqbal Awan

ii) Mr. Noman Faqir Saraf

.....Appellants

i) Mr. Zahir Shah, President, Mardan Chamber of
Commerce and Industry

.....Respondent

Date of Hearing: **24-03-2014**

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

Date of issuance of Order: **27-03-2014**

By this Order, I intend to dispose of complaints filed by Haji Iqbal Awan and Mr. Nouman Faqir of Mardan against the President of Mardan Chamber of Commerce and Industry (MCC&I), Mardan.

2. Brief facts of the case are that President, MCC&I suspended the Executive Committee membership of above named complainants stating that their conduct was against the welfare and interest of the Chamber, therefore disciplinary action against them would be taken in accordance with mechanism given in the M&AOA of the Chamber. In order to probe into the matter, an arbitration Committee was constituted and complainants were directed to appear, before the said committee. However, instead of appearing before the committee, the complainants filed the above referred complaints before the Regulator of Trade Organizations.

3. In order to decide the complaints, notice for personal hearing before the Regulator of Trade Organizations was issued to the parties for 24-3-2014. Accordingly, complainants and President, MCC&I appeared for the hearing on the due date & time.

4. The complainants stated that their Executive Committee memberships were suspended without serving any show cause notice. They further stated that Executive Committee meeting has not been called by the President, MCC&I. The President, MCC&I while supporting the decision of suspension of membership stated that complainants were demanding two rooms in the newly constructed premises of the Chamber. He further stated that complainants were using coercion and undue influence to get the rooms. He informed that four Executive Committee meetings have so far been convened and notices were duly served to all the members. Last Executive Committee meeting was convened on 23-3-2014; however, complainants did not attend the same despite the fact that notices were served to them also. He added that membership of any person involved in such type of activities is liable to be terminated, however, in the instant case their membership were suspended instead of termination. They were also directed to appear before the Arbitration Committee but complainants have not appeared before the Arbitration Committee. He also stated that memberships were suspended in line with Article No. 41 and 43 of M&AOA of MCC&I.

5. After hearing both the parties at length, taking into consideration the relevant provisions of the law and rules made there under and M&AOA of MCC&I, this forum holds that both the complainants should first appear before the Arbitration Committee and in case they feel aggrieved by the decision of the Committee they may file an appeal(s) before the Regulator of Trade Organizations. With the observation and direction, the complaints stand disposed of.

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Regulator (TO)

Announced Dated:- 27 -03-2014.