



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,



F. No. 6(90)/2020-TO

Islamabad, the December 4th, 2020

ORDER IN ORIGINAL NO.124/2020

Passed by Mr. Riaz Ahmed, Regulator of Trade Organizations

Ms. Shabnam Riaz nominee of Women Chamber of Commerce and Industry Peshawar
Division

Versus

Decision of Election Commission of Federation of Pakistan

Present in the hearing.

1. **Malik Ghulam Sabir**, Advocate (on behalf of
appellant)

.....Appellant/Complainant

1. **Mr. Maher Alam Khan**,
(Acting Secretary General) FPCCI

.....Respondents

2. **Mr. Arshad Khurshid**
(Member Election Commission of FPCCI)

3. **Mr. Shahid Vaseem**
(Member Election Commission of FPCCI)

4. **Mr. Ali Nawaz Kharral**, Advocate (on behalf
of Respondents)

5. **Ms. Mahreen Razzak**

Date of Hearing: 01-12-2020

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: 04-12-202

RIAZ AHMAD
Regulator of Trade Organizations
Directorate General of Trade Organization
Ministry of Commerce, Islamabad

By this order the undersigned intends to dispose of an appeal filed by Ms. Shabnam Riaz of Peshawar Women Chamber of Commerce and Industry (PWCC) against the decision of Election Commission of Federation of Pakistan Chambers of Commerce and Industry (FPCCI) in which Ms. Safia Naz, from Charsadda Women Chamber of Commerce and Industry (CWCCI) has been included in the FPCCI voters list for the year 2021. The case was fixed for hearing on 01-12-2020 which was attended by both sides.

2. The counsel for appellant and respondent argued at length, however the license of Charsadda Chamber has been cancelled as per record of DGTO and the matter was subjudice in **Peshawar High Court under Writ Petition # 1084-P/2019 titled MehtabZaffarvsFoP and was disposed of vide judgment dated 27-06-2019**. The Court directed FPCCI in the above mentioned judgment to treat the petition as an appeal and decide the matter accordingly. The decision of FPCCI however, is silent on the directions provided by the Court, although FPCCI Election Commission and Secretary General FPCCI have acknowledged knowledge of the judgment dated 27-06-2019. Therefore, in its order, FPCCI has mistakenly allowed nominations of CCCI for the voters list of FPCCI for the elections 2021. The decision of FPCCI election commission appears to be devoid of any merit as per law.

FINDINGS:-

Since the license of CCCI stands cancelled by DGTO and no order to the contrary has been issued by any competent forum, therefore CCCI cannot be allowed voting right in the FPCCI elections 2021.

ORDERS:-

Arguments heard, documentary record perused and relevant provision of law examined. In the light of above the following orders are passed:-

2. The instant appeal is allowed and the decision of Election Commission FPCCI is set aside.
3. The matter stands disposed of accordingly.

Announced Dated:04-12-2020.


(Riaz Ahmed)
Regulator (TO)
RIAZ AHMAD
Regulator of Trade Organizations
Directorate General of Trade Organization
Ministry of Commerce
Page 2 of 2