



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,

Most Immediate
Email / Courier



F. No. 6(124)/2020-TO

Islamabad, the December 24th, 2020

ORDER IN ORIGINAL NO 131/2020

Passed by Mr. Riaz Ahmed, Regulator of Trade Organizations

Mr. Muhammad Salman Aslam nominee of Pakistan Association of Printing and
Graphic Arts Industry

Versus

Election Commission of Federation of Pakistan Chamber of Commerce and Industry
(FPCCI)

Present in the hearing.

1. **Malik Ghulam Sabir**, Advocate (on behalf of
appellant)
1. **Mr. Arshad Khurshid**
(Member Election Commission of FPCCI)
2. **Mr. Shahid Vaseem**
(Member Election Commission of FPCCI)
3. **Ms. Mahreen Razzak**
4. **Mr. Ali Nawaz Kharral**, Advocate (on behalf
of Respondents)

.....Appellant/Complainant

.....Respondents

Date of Hearing: 23-12-2020

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: 24-12-2020

By this order the undersigned intends to dispose of an appeal filed by Mr. Muhammad Salman Aslam candidate of Pakistan Association of Printing and Graphic Arts Industry (PAPGAI) for post of Vice President of Federation of Pakistan Chambers of Commerce and Industry (FPCCI) against decision of Election Commission FPCCI for including the name of Mr. Hassan Abbas candidate of Gilgit Small Chamber of Commerce and Industry (GSCCI) for Vice President for FPCCI elections 2021.

2. The background of the case is that the Election Commission FPCCI included the name of Mr. Hassan Abbas as a candidate for FPCCI elections 2021 on the basis that the permanent residential address and business address of Mr. Hassan Abbas are of concerned district. Furthermore, during the course of the hearing, the Election Commission FPCCI has submitted that the objection is not maintainable as it has not been filed by a candidate of the same class as defined in Rule 20(6) of Trade Organizations Rules, 2013 (TORs).

3. The Counsel for the Petitioner has argued that the business concern of Mr. Hassan Abbas is a Company registered in Islamabad and submitted an online FBR NTN highlighting the same. The Counsel of the Petitioner was of the view that Mr. Hassan Abbas does not fall under the purview of Section 2(s) of Trade Organizations Act, 2013.

4. The Counsel for the Respondent provided copies of CNIC and other documents of the respondent that indicate he is a permanent resident of Gilgitand has business concerns in the area, hence he fulfills the conditions of Rules 3(2)(c) of TORS, hence there is no bar on him being a member of GSCCI.

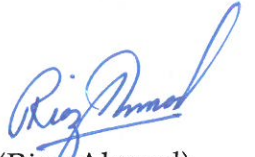
FINDINGS:-

Rule 18(13) read with Rule 20(6) clearly shows that there are different classes for post of VP in FPCCI elections and electoral colleges of each class of post is different. This is sufficient ground to sustain that the instant appeal has not been filed by a person who can potentially be aggrieved by the candidature of the Respondent. Therefore, the appeal is liable to be dismissed. Furthermore, the Respondent has clearly fulfilled the basic criteria of membership with the relevant TO as per Rule 3(2)(c) of TORs.

ORDERS:-

Arguments heard, record perused and relevant provisions of law examined in light of the above the following orders are passed:

- i. The instant appeal is dismissed and the decision of Election Commission FPCCI is upheld.
- ii. The matter stands disposed of accordingly.


(Riaz Ahmed)
Regulator (TO)

Announced Dated: 24-12-2020.

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