



Government of Pakistan
Ministry of Commerce,
Directorate General of Trade Organizations
(Office of Regulator of Trade Organizations)
State Life Building No. 7, 2nd Floor, Blue Area,



F. No. 7(10)/2020-TO

Islamabad, the 19th August, 2020

ORDER IN ORIGINAL NO.22/2020

Passed by Mr. Riaz Ahmed, Regulator of Trade Organizations

*Mr. Muhammad Arif Bhutta
Mr. Sikandar Hayat
Muhammad Nadeem Arshad
Mr. Naveed Arshad
Mr. Muhammad Shakeel Arshad*

V/s

*Secretary General and Election Commission of
All Pakistan Stainless Steel Importers & Traders Association*

Present in the hearing.

1. Mr. Irfan Yaqoob
2. Mr. Muhammad Arif Bhutta
3. Mr. Ahmed Raza (Advocate)

Appellant/ Complainant

1. Mr. Muhammad Zakria (Chairman)
2. Mr. Imtiaz Ahmed Khokhar
(Member of Election Commission)
3. Mr. Ibtisam Rashid Mirza (Advocate)

.....Respondents

Date of Hearing: 19-08-2020

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: 19-08-2020

By this order the undersigned intends to dispose of complaints filed by Mr. Muhammad Arif Bhutta, Mr. Sikandar Hayat, Mr. Muhammad Nadeem Arshad, Mr. Naveed Arshad and Mr. Muhammad Shakeel Arshad members of All Pakistan stainless Steel Importers and Traders Association against Secretary General and Election Commission of Pakistan Stainless Steel Importers and Traders Association regarding exclusion of their names from voters list. The case was fixed for personal hearing on 19-08-2020, which was attended by both sides.

2. The counsel of the appellant contended that the following entries were excluded from the voters list of corporate class by the respondent's Secretary General and Election Commission of Pakistan Stainless Steel Importers and Trader Association. The counsel of the petitioners further stated that the petitioners have fulfilled the criteria for voting as a corporate members. Aggrieved by the decision of the Secretary General the appellant preferred an appeal with the Election Commission which was also declined. The petitioner therefore filed the instant appeal with DGTO. The petitioner has submitted decision of secretary general and Election Commission. The counsel of petitioner submitted the requisite income tax return.

3. On the other hand the counsel of respondent stated that petitioners do not fulfill the criteria of annual turnover of Rs. 50 million and sales tax returns for the month of December 2019 and January 2020 were not filed therefore the petitioners should be excluded from the voter list of corporate class.

FINDING

As per Rule 2 (a) (g) of Trade Organizations Rules, 2013, "corporate member" means a member of a trade organization which is either a body corporate or a multinational corporation with its head office or branch office in Pakistan or a sales tax registered manufacturing concern or a sales-tax-registered business concern having annual turn-over of not less than fifty million Rupees.

The documents produced by the petitioners show that 03 members do not fulfill the criteria of annual turnover of Rs. 50 million as mentioned in Rule 2 (a) (g) of TOR 2013, and the remaining 02 members fulfill the criteria hence are eligible for vote.

ORDER

Arguments heard and record/ evidence perused. The Secretary General is directed to include following 02 entries in the voters list of the corporate class having turnover not less than 50 million.

1. Mr. Muhammad ArifBhutta of M/s B&S Enterprises
2. Mr. Sikandar Hayat of M/s A&S Traders


(Riaz)Ahmed
Regulator (TO)

Announced Dated:-19-08-2020

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