



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(11)/2020-TO

Islamabad, the 14th September, 2020

ORDER IN ORIGINAL NO.62/2020

Passed by Mr. Riaz Ahmed, Regulator of Trade Organizations

Mr. Noor Ahmed Khan

V/s

North Karachi Association of Trade & Industry (NKATI)

Present in the hearing.

1. Asif Maqsood

Appellant/ Complainant

1. Mr. Faisal Baig (Secretary General)

2. Syed Mumtaz Alam (Election Commission)

.....Respondents

Date of Hearing: 10-09-2020

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: 14-09-2020


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

By this order the undersigned intends to dispose of a complaint filed by Noor Ahmed, founder member of North Karachi Association of Trade and Industry (NKATI) against NKATI regarding illegal constitution of Election Commission. The case was fixed on 10.09.2020, which was attended by both sides.

2. The background of the case is that DGTO received complaints from the counsel of Mr. Noor Ahmed Khan on 7th August, 2020 and 13th August, 2020 regarding irregularities in the constitution of election commission and on illegalities involved in preparation of voters list.

FINDINGS

The complainant has argued that certain members of the Election Commission are exhibiting partiality in the upcoming elections of the Association. As per the Complainant, members of Election Commission are canvassing for the upcoming elections of the Association which is a violation of the M&AoA of the Association and DGTO rules. The Complainant has requested that a retired Judge/impartial body may be appointed for the conduct of elections. The defendant has submitted minutes of meeting held on 11th July 2020 in which the incumbent Election Commission was granted approval by the Executive Committee in accordance with DGTO Trade Organizations Act, 2013 and Trade Organizations Rules, 2013. A perusal of documents shows that there is no illegality in formation of Election Commission and therefore it should be allowed to conduct the elections.

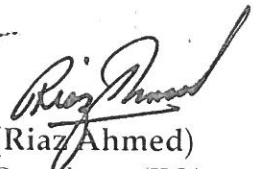
2. The complainant has also argued that members with singular NTN are being allowed to cast multiple votes in the upcoming elections which is against DGTO rules and common democratic practices. The defendant denied these allegation and said that the voters list has been prepared as per law. A perusal of the voters list on the website of the Association shows that the Complainant is correct in arguing that the voters list does not adhere to requirements of law.

ORDER

Arguments heard and record/ evidence perused. The Secretary General is directed to circulate a revised final voters list as per TOA and TOR rules, 2013, and provide sufficient time to members to file objections against the voters list as per Trade Organization Act 2013, and Trade Organization Rules, 2013.

Polling may be conducted immediately after all objections on the voters list are resolved as per law.

Announced Dated:-14-09-2020


(Riaz Ahmed)
RIAZ AHMED (O)
Regulator of Trade Organizations
Directorate General of Trade Organization
Ministry of Commerce, Islamabad