

ORDER SHEET
HIGH COURT OF SINDH, KARACHI

C.P. No.D-5840 of 2019

Date	Order with signature of Judge
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Present

Mr. Justice Muhammad Ali Mazhar.

Mr. Justice Agha Faisal.

M/S. DAWN CONVERTEC (PVT) LIMITED,
& anotherPetitioners

Versus

Federation of Pakistan & others.....Respondents

Date of hearing 24.09.2019

Mr. Basil Nabi Malik advocate for the petitioners.

Mr. Altamash Faisal Arab advocate for the respondent No.3.

Mr. Hussain Bhora, DAG a/w Moeen Ahmed, Deputy Director, Directorate General of Trade Organization, Islamabad.

Muhammad Ali Mazhar, J: Reader of this court pointed out that on 19.09.2019 we adjourned the matter for today at 11:00 a.m. but due to typing error, it was typed as 24.10.2019. Since learned counsel appearing for the parties noted down the date, therefore, all are present and they also pointed out the typing error which is rectified and matter is taken up for hearing.

2. It is inter alia contended that petitioner No. 1 & 2 are registered members/voters of All Pakistan Paper Merchants Association (hereinafter referred to as APPMA). The petitioners also intend to contest elections of the aforesaid association for the year 2019-2020. The grievance of the petitioners is that

the voter list is not proper and some bogus voters have also been included in the list which is the violation of Memorandum and Articles of Association. In this regard, the petitioners have also filed two complaints in the office of respondent No.2 but the complaints have not been decided so far, therefore, this petition has been moved for directions to the respondent No.2 to adjudicate upon the complaints filed by the petitioners with further request of a restraining order from conducting any electoral activity till pendency of the complaints.

3. Mr. Altamash Faisal Arab advocate has filed vakalatnama for respondent No.3. He also proposed that some directions may be issued to the respondent No.2 to decide the pending complaints of the petitioners before forthcoming elections.

4. Today on notice, Moeen Ahmed, Deputy Director, Directorate General of Trade Organization, Ministry of Commerce, Islamabad is present. He filed a statement along with brief note on the case which reflects that some other persons also filed writ petition in learned Lahore High Court and the learned Lahore High Court directed the respondent No.2 to decide the complaint before holding elections of the respondent No.3. It is further communicated in the same note that some other writ petition, learned Lahore High Court has also stayed the election of respondent No.3. The Deputy Director present in court undertakes that before forthcoming elections, the complaints of both the petitioners will be

decided after providing them ample opportunity of hearing. Learned DAG also supported this statement. Petition is disposed of accordingly with clear directions to the respondent No.2 to decide the pending complaints before the elections after providing ample opportunity of hearing to the petitioners.

JUDGE

JUDGE

Aadil Arab