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**BEFORE THE ELECTION COMMISSION PAKISTAN ISLAMABAD**

**REPRESENTATION/MEMORANDUM UNDER SECTION 21, 22**  
**OF THE ELECTION ACT 2017 READ WITH RULES 11, 12 OF**  
**THE ELECTION RULES 2017 AGAINST PRELIMINARY DE-**  
**LIMITATION OF CONSTITUENCIES PP-141 AND PP-143**  
**DISTRICT SHEIKHUPURA.**

Respectfully sheweth:-

1. That petitioner is resident of District Sheikhpura having vote /Silsila No. 100 Census Block code/ Shumariati No. 197050513 election area Jatari Kohna/7 Tehsil and District Sheikhpura and as per response of message of CNIC 35404-1607157-7 to 8300 and as per voter list for the year 2012 hold vote/silsila No. 82 census block code 197050510 area Jatari Kohna/7 Tehsil and District Sheikhpura and as per rule No. 12 (1) of the Elections Rules 2017 possess every right to file representation/memorandum before Hon'ble Election Commission.
2. That as per preliminary delimitation, petitioner has been included in PP 143 details of adjacent constituency of PP-141 is as follow

Total Population of PP-141 401160  
(a) The Following QHs of Tehsil Shekhipura;  
1. Mana Wala  
2. Bhikki  
3. Mana Wala MC

- iii. Baharr;
  - iv. Jatrikohna; and
  - v. Nokhar;
- Of Sheikhupura District

3. That as per preliminary delimitation of PP-143 has following details

- Total Population Of PP-143      416505
- (a) Safdra Abad Tehsil
- (b) Farooqabad MC
- (c) The following PCs of QH Farooqabad of Tehsil Sheikhupura
- (d)
  - i. Rechand
  - ii. Kot Sohnda and
  - iii. Farooqabad of Sheikhupura District

That petitioner proposed following amendments/modifications/alteration in constituencies PP-141 and PP-143

1. QH of Farooqabad following PCs should be excluded from PP-141 and to be included in PP-143 namely
- (1) Botar having population 11587.
  - (2) Bahar having population 8056
  - (3) Dhilam having population 11568
  - (4) Jatari having population 16102
  - (5) Nokhar having population 16495

Total population of aforesaid 05 PCs 63808

That petitioner proposed following amendments/modifications/alteration in constituencies PP-141 and PP-143

2. QH of Bhaliki following PCs should be excluded from PP-143 and to be included in PP-141 namely
- (1) Bhaliki having population 15120.
  - (2) Chak No. 027 R.B having population 16095
  - (3) Chak No. 537 G.B having population 8129
  - (4) Chak No. 041 R.B having population 11548
  - (5) Chak No. 170 R.B having population 13164

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4. That petitioner seek for amendment/alteration/modification in preliminary delimitation of constituency PP-141 and PP-143 on following amongst other

### **GROUND.**

- (a) That principle of delimitation has been enshrined in section 20 of the Elections Act 2017 for kind perusal section 20 has been reproduced for kind appreciation

**Section 20 Principle delimitation** –(1) All constituencies for general Seats shall, as far as practicable, be delimited having regard to the distribution of population in geographically compact areas, physical features, existing boundaries of administrative units, facilities of communication and public convenience and other cognate factors to ensure homogeneity in the creation of constituencies

(2) For the purpose of delimiting constituencies for the general seats of the National Assembly for Tribal Areas two or more separate areas may be grouped into one constituency.

(3) As far as possible, variation in population of constituencies of an Assembly or a local government shall not ordinarily exceed ten percent.

(4) If the limit of ten percent under sub-section (3) is exceeded in an exceptional case, the Commission shall record reasons thereof in the delimitation order.

This Hon'ble Commission has ample power to amend alter and modify final list of constituencies. For kind appreciation section 22 reproduced

### **Section 22. Power of Commission to make amendment, alteration or modification in the final list of constituencies**

- (1) Notwithstanding anything contained in this Act the Commission may, at any time but at least four months before notification of the Election

published under sub-Section(4) of section 21 or in the areas included in a constituency, as it deems necessary.

- (2) The Commission shall publish in the official Gazette and on its website the proposed amendments, alterations or modifications thereof before taking final decision thereon.

(b) That Election Rules 2017 set forth the proposes for delimitation of constituencies and certain parameters were enshrined in rule 10 of the Election Rules 2017. For kind appreciation rule 10 is reproduced below

**RULE 10** Draft proposals for delimitation of constituencies.—

- (1) A Delimitation Committee constituted under rule 9 shall, immediately after its constitution, proceed to obtain from Pakistan Bureau of Statistics, population data of last census officially published along with relevant maps showing therein census charges, census circles and census blocks along with description, relating to a Province, a district, an agency, or any other administrative or revenue unit as if may require.
- (2) The Delimitation Committee shall also obtain district maps along with description, duly authenticated by Pakistan Bureau of Statistics, or, as the case may be, the district head of Revenue Department, prepared on a uniform scale as may be determined by the Commissions indicating therein details of all administrative and revenue units in the district to the level of a patwar Circle or, as the case may be, a Tapedar Circle, as well as prominent geographical and physical features, such as rivers and mountain and any other information as may be determined by the Commission or required by the Committee.
- (3) In preparing draft proposals for delimitation of constituencies, the Delimitation Committee shall follow the principles of delimitation as laid down in section 20, procedure given in this Chapter and the guidelines provided by the Commission from time to time.

Provided that a patwar Circle or, as the case may be, a Tapedar Circle shall be the basic unit for delimitation and it shall not be broken under any circumstances:

Provided further that in case of urban areas census circle shall not be broken under any circumstances.

- (5) As far as possible, the delimitation of constituencies of an Assembly shall start from the Northern end of the district, or, as the case may be, the agency and then proceed clock-wise in zigzag manner keeping in view that population among the constituencies of an Assembly shall remain as close as may be practicable to the quota

Provided that the quota under this sub rule shall be determined by dividing total population of the district or the agency with number of seats allocated to that district or agency

Provided further that the variation in population between two or more constituencies shall not ordinarily exceed ten percent and the Delimitation committee shall record reasons if, in exceptional circumstances, the variation has to exceed the limits.

- (6) For the purpose of preparation of draft proposals for delimitation, the Delimitation Committee may require assistance from any Federal, Provincial or, as the case may be a Local Government Authority.
- (7) After the draft proposals for delimitation of constituencies are finalized on Form-5 the Delimitation Committee shall send the same to the Commission, within the time specified and in the manner as may be determined by the Commission.
- (c). That principles of delimitation mentioned in section 20 of the Elections Act 2017 and rule 10 of the Election Rules 2017 have been glaringly violated, ignored, overlooked and by passed and preliminary delimitation is liable to be set aside and proposed delimitation suggested by the petitioners deserved to be accepted.
- (d) That since long petitioner has been casting vote in the area of constituencies PP-141 in the QH circle Jatari Kohna and has strong ties, relation and also used to share sorrows and

delimitation committee overlooked the ground reality, location, geographical compact area, feasible feature, existing boundaries of administrative units, facilities of communication and broken the said QH Farooqabad and out of said QH, 5 PCs namely Botar, Bahar, Dhilam, Jatari and Nokhar were separated/cutoff and included in constituencies PP-141 wrongly and also wrongly broken the QH circle Bahliki. 05 PCs of Bahliki, namely Bahliki, Chaki No. 027/R.B Chak No. 537 R.B, Chak NO. 014 R.B, Chak No. 170 R.B were wrongly included in PP-143.

- (e) That it is pertinent to mentioned here that 05 PCs of QH Farooqabad of present preliminary delimitation of constituencies PP-141 carries total population 63808 and likewise as per present preliminary delimitation, Bahliki PCs included in constituencies PP-143 carries total population 64056 and in case the proposed amendment/modification/alteration in preliminary delimitation is made, it will not materially effect the population of both the constituencies i.e. PP-143 and PP-141.
- (f) That even otherwise people of area of proposed amendment are closely related to each other and used to share their common sorrows and happiness since decades being a compact block and custom of people of proposed amendment are also same, hence proposed amendment is purely justified and in accordance with intention and criteria set for delimitation.
- (g) That valuable rights of petitioners are attached with the proposed amendment in preliminary delimitation and if proposed amendment/alteration/modification is not made, the petitioners shall suffer irreparable loss and injury.

(h) That mala fide intention of delimitation committee while

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the grounds mentioned above, specially wrong location of areas specified in map of Election Commission of Pakistan, whereas actual and physical location is correctly given in map issued by Revenue Department and NADAR.

### P R A Y E R

Under the circumstances, it is therefore most respectfully prayed that by accepting this representation /memorandum, PCs Botar, Bahar, Dhilam, Jatari, Noḡhar may kindly be excluded from PP-141 and to be included in PP-143 and PCs Bahliki, Chak No. 027 R.B, Chak No. 537 G.B, Chak No. 014 R.B, Chak No. 170 R.B may kindly be excluded from PP-143 and may very kindly be included in PP-141 in the large interest of justice, equity and fair play.

*Jamsheed Ali*  
Petitioners

**Jamsheed Ali** Son Umer Din R/o Islam Nagar Jatri kona Tehsil and District Sheikhpura having CNIC No. 35404-1605157-7 vote/Silsa No. 100 Census Block code/Shumariati No. 197050513 election area Jatari Kohna Islam Nagar Sheikhpura.

Cell No.0300-9487836

Through Counsel:

*Munir Hussain Bhatti*

**MUNIR HUSSAIN BHATTI**

Advocate High Court