

BEFORE THE ELECTION COMMISSION OF PAKISTAN, ISLAMABAD

USMAN LIAQAT SON OF LIAQAT ALI, RESIDENT OF HOUSE NO. 6, MOHALA JAMIL ABAD, SINGHPURA SECTOR 562, LAHORE CANTT, BEARER OF CNIC NO. 35201-7738671-9.

Petitioner...

Representation No. _____ / 2018

Representation under Section 21 (3) of Election Act 2017 read with Rule 12 of Election Rules 2017 regarding preliminary delimitation of NA-127 (Previously NA-123), Lahore-V

Respectfully Sheweth:

1. That the Petitioner is a voter of National Assembly Constituency NA-127, Lahore-V, previously referred to as NA-123. The Petitioner's vote is registered at Serial No. 168, Block Code: 260140501, Polling Area Jameelabad, Mughalpur, Lahore.
2. That the Petitioner and thousands of other voters of the constituency are aggrieved by the new preliminary delimitation issued by the Election Commission of Pakistan vide Notification No. F.8(3)/2018-Elec-1, dated 05-03-2018 (Copy of the said notification along with Draft List of Constituencies (Form-5) is enclosed herewith as "Annex - A").
3. That the composition of Constituency NA-127, according to the above-mentioned Form-5 is reproduced hereinbelow:
 - a) Census charges of Shalimar Tehsil Lahore:
 1. Charge No. 4
 2. Charge No. 5
 3. Charge No. 6
 4. Charge No. 7
 5. Charge No. 8
 6. Charge No. 9
 7. Charge No. 10

- 8. Charge No. 11
- 9. Charge No. 12
- 10. Charge No. 14
- 11. Charge No. 16
- 12. Charge No. 18
- 13. Charge No. 19
- 14. Charge No. 20
- 15. Charge No. 21
- 16. Charge No. 22
- 17. Charge No. 23

Grounds:

1. That the new delimitation of the Constituency is not in accordance with the Principles of delimitation enunciated in Section 20 of the Election Act 2017 and Section 11 of the Election Rules 2017.
2. That while formulating the Constituency, due regard has not been given to the existing boundaries of administrative units. Union Council No.124, which consists of Charges No. 15 (Railway Station / DS Office, Nolakha Haji Camp) and Charge No. 16 (Locomotive Workshop Mughalpura) of Shalimar Tehsil and Charge No. 5 (Mayo Garden) of Lahore Cantt Tehsil, has been made part of three (3) different National Assembly Constituencies. Most wards of the said Union Council now fall under NA-127 and NA-129 while a small geographical section of the said Union Council comprising of Charge No. 15 (Railway Station / DS Office, Nolakha Haji Camp) has been made part of NA-124. It is important to note that the area comprising of Charge No. 15 (Railway Station / DS Office, Nolakha Haji Camp) has never been part of NA-124 (Previously NA-119, Lahore-II) in the past and has always remained part of the same constituency (earlier known as NA-122) as the other two adjoining areas mentioned above, namely Mayo Garden and Railway Station / DS Office, Nolakha Haji Camp. A single Union Council being made part of three (3) different national assembly constituencies and part of the same Union Council being separated and included in a constituency it has never been part of is a cause of grave concern for voters of the area. It is pertinent to mention here that the ordinary voter does not have access to census data or ECP maps neither does he understand the complex mechanism/procedure of delimitation adopted by the Delimitation Committee, hence there is great confusion in the area with regard to which constituency Union Council No. 124 is now part of.

3. That the new delimitation of the Constituency has not been effected in consonance with the principle of public convenience as enunciated in Section 20 of the Election Act. The geographical area comprising of Charge No. 13 of Shalimar Tehsil, which has now been included in NA-124, is separated from the rest of the same Constituency by railway tracks on either side. The only adjoining area it is geographically connected to is the area comprising of Charge No. 16 of Shalimar Tehsil which is part of NA-127. It is pertinent to mention that both Charge No. 13 and 16 have historically been part of the same constituency (earlier known as NA-122). It is also important to note that the area comprising of Charge No. 13 has never, in the past, remained part of NA-124 (Previously NA-119).
4. That the existing boundary of Shalimar Tehsil has not been taken into account during the delimitation of the Constituency. Perusal of the composition of Constituency NA-127 mentioned hereinabove suggests that all census charges of Shalimar Tehsil in sequence beginning from Charge No. 4 and ending at Charge No. 23 have been included in the Constituency except Charge No. 13, 15 and 17. It is hereby reiterated that areas comprising of Charge No. 13 and 15 of Shalimar Tehsil are geographically and historically connected to Charge No. 16 of the same Tehsil which now lies in NA-127.
5. That the physical features of the areas of the Constituency have not been taken into account during the process of delimitation. Charge No. 13, 15 and 16 of Shalimar Tehsil and Charge No. 5 of Cantt Tehsil are connected areas with common physical features, primarily Railway Installations. All four have always remained part of the same constituency (earlier known as NA-122).
6. That the inclusion of Charge No. 13 and 15 of Shalimar Tehsil in the Constituency will not have a significant effect on the overall population of the Constituency.
7. That even otherwise if there were to be a significant change in the overall population of the Constituency, it could be balanced by removing Charge 21 (Pakistan Mint) of Shalimar Tehsil which has historically remained an important part of Constituency NA-128 (previously NA-124) and has never remained part of this Constituency.

Population

Population of NA-127 819,049

Proposed to be included:

Population of Charge 13 (Shalimar Tehsil) 19,550

Population of Charge 15 (Shalimar Tehsil) 27,104

Proposed to be excluded:

Population of Charge 21 (Shalimar Tehsil) 56,693

Population of NA-128 766,549

Proposal

In view of the above-stated facts and circumstances it is hereby proposed that Charge No. 13 and 15 of Shalimar Tehsil, Lahore may kindly be excluded from NA-124, Lahore-II and included in NA-127, Lahore-V. If it is deemed that this will affect the overall population of the Constituency significantly, Charge No. 21 of Shalimar Tehsil may be excluded from the Constituency and included in NA-128 in line with the grounds stated hereinabove.



Petitioner
Through



Abid Hussain Chaudhry
Advocate High Court



Muhammad Rizwan
Advocate High Court