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BEFORE THE ELECTION COMMISSION OF PAKISTAN
THROUGH SECRETARY ELECTION COMMISSION OF
PAKISTAN, ISLAMABAD.

REPRESENTATION UNDER RULE 12 OF CONDUCT OF
ELECTION RULES 2017, AGAINST
THE PUBLICATION OF PRELIMINARY
PROPOSAL REGARDING NATIONAL
ASSEMBLY CONSTITUENCIES OF
DISTRICT SAHIWAL NA-147 TO NA-
149, ON BEHALF OF CH. MUHAMMAD
ASHRAF SON OF CH. SHAH DIN
VOTER OF CHAK NO.90/6-R, TEHSIL
AND DISTRICT SAHIWAL.

Respectfully sheweth;

1. Brief facts of the matter are that the petitioner is a voter enrolled in electoral role for Chak No.90/6-R. Petitioner contested election for the National Assembly Seat from the Constituency Sahiwal-II which was numbered as NA-125 first time in 1988, since then he contested the elections for National Assembly from the same constituency for number of times. In the delimitation conducted in 2002 the number of constituency for Sahiwal-II is changed as NA-161 and from the said constituency petitioner contested all the elections and even today he is elected MNA from NA-161. Petitioner is eligible to file the instant representation to raise the objection against exclusion of patwar circles i.e. Chak No.90/6-R, 97/6-R and 103/9-L from proposed NA-148 Sahiwal-II and aggrieved of its inclusion in

2. That while making the delimitation the area of proposed NA-147 Sahiwal-I is correctly delimited whereby geographical compactness and other physical features were kept in view particularly the ways of communication and canal irrigation system were also given importance beside maintaining the background of the previous history of delimitation, but while delimitating proposed NA-148 and NA-149 Sahiwal-II & Sahiwal-III the physical features, geographical compactness of the areas have been ignored. Even the map prepared during delimitation process is also crafted wrongly in violation of Section 20 of Election Act 2017. The petitioner in order to get the same corrected make the following objections, to maintain geographical compactness of the area and to sustain the existing boundaries of the proposed delimitation:-

G R O U N D S

- a. That the PP Constituencies of District Sahiwal are starting from North-East of the District Sahiwal, whereas the NA constituencies are starting from North-West of Sahiwal and if as per Rule 10(5) of Conduct of Election Rules 2017 is strictly followed then the first NA constituency of District Sahiwal will be the constituency which covered Municipal Corporation Sahiwal and Eastern areas. The description of NA-II will remain as it is and then the constituency consists of Chichawatni MC will be numbered. During delimitation process the PP Constituencies are delimited/ numbered in the same manner, whereas the NA constituencies are numbered and

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ignoring the past history of the District when always the delimitation started from NA Constituency MC Sahiwal. Therefore, it is required that the formula of starting delimitation from MC Sahiwal constituency as adopted in PP should be applied for NA constituency as well, which will not make any bigger difference between the proposed 3-NA constituencies. Apart from the hereunder described irregularities.

b. That the patwar circle of Chak No.90/6-R was included in NA-161 Sahiwal-II in the delimitation of 2002 prior to it the same was part of old NA-125 Sahiwal-II. The revenue estate Chak No.90/6-R is situated on the north western side of Muhammadpura Road which started from the west of Sahiwal MC, upon which 89/6-R comes first on right side of said road and after crossing the said revenue estate 89/6-R the revenue estate of Chak No.90/6-R comes which has two abadies 90/6-R and 90A/6-R, Chak No.90/6-R is situated in the west of 89/6-R on the left side of Muhammadpur Road and 90A/6-R is located in north of 89/6-R on the right side of Muhammad Pur Road. Whereas Chak No.91/6-R is situated away from 90/6-R in North Western side, adjacent to Mauza Muhammad Pur Qanoongoi that is why the same is included in the Union Council of Muhammad Pur.

c. That similarly Patwar Circle 97/6-R have been part of present NA-161 and even previously it was part of NA-125 which is located in the west of Municipal Corporation Sahiwal and all the western

have been part of the National Assembly Constituency NA-II.

- d. That patwar Circle 97/6-R is consists of two villages 97/6-R and 96/6-R which are located on katchi pacci road started from MC Sahiwal rung towards Harrapa. All the other PCs on this road are part of NA-148 Sahiwal-II, whereas only this PC from the said road is detached from NA-148 and is included with NA-149 Sahiwal-I which has no compactness with the said NA constituency. These PCs were never part of previous NA-160 and old NA-124 prior to 2002 (the NA consists of Sahiwal M.C) and the eastern areas of Sahiwal District connected with Okara District. Historically these PCs were always part of NA-II Sahiwal, hence by excluding the same from NA-148 Sahiwal-II neither the geographical compactness of the area was kept in mind nor the physical features, way of communication and canal irrigation system were considered and even the administrative boundaries of these administrative units were also been flouted. Therefore, as per Section 20 of Election Act 2017 this notification is required to be reversed. It is pertinent to submit here that these PCs are not physically connected with NA-149 in any manner, therefore, the factors of ensuring homogeneity are also being disturbed.
- e. That the population of 90/6-R PC is 11883 whereas population of 97/6-R PC is 11988, which total comes to 23871.

f. That the patwar circles 78/5-R which have

81/5-R which have the population of 12412 which were historically always part of National Assembly Constituency connected with M.C. Sahiwal present constituency NA-160. Previously delimited constituency NA-160 which was numbered as Sahiwal-I the same patwar circles were part and parcels of that constituency. Even the PCs 78/5-R and 81/5-R are located in the east of Sahiwal MC but these were wrongly included in NA-148 with whom these PCs are not connected in any manner, hence by including these PCs with NA-148 Sahiwal-II neither the geographical compactness is kept in view nor physical features and existing boundaries of these administrative units were strictly followed. These two PCs have population of 20811, meaning thereby if the PCs 90/6-R and 97/6-R are excluded from NA-149 and the same are included with NA-148 Sahiwal-II while substituting the PCs 78/5-R and 81/5-R, no major population of these constituency will be disturbed and by doing this the requirement of Section 20 of Election Act 2017 will be strictly adheres.

- g. That there is another aspect of the matter that one PC 102/9-L which have the population of 13554 is also excluded from NA-148 and the same is also shown to be included with NA-149. This patwar circle was previously part of NA-161 and prior to that NA-125 till delimitation of 2000-2001. This PC is not connected in any manner with the M.C. of Sahiwal which is part and parcel of NA-149 Sahiwal-III and even the PCs located in the east of this

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against the principles of delimitation as enshrined under section 20 of Election Act 2017, even otherwise there is national highway, main railway station and lower bari doab canal is separating this PC from the PCs situated in north side i.e. 6-R PCs and this PC is situated on national highway running from the sought-western side of Sahiwal when it reaches 4/5 KM in west of Sahiwal the area of PC 102/9-L started. This PC is not at all historically connected with the constituency consists of MC Sahiwal, but through the impugned proposed delimitation all the factors of compactness, ways of communication existing boundaries have not been kept in view.

h. That the constituency in which above described PCs were included numbered as NA-125 prior to the delimitation of 2002 when the District Sahiwal were bifurcated in three National Assembly Constituencies and now again the District Sahiwal is being bifurcated in three constituencies, therefore, the previous history of this PC while delimitating has to be taken into consideration.

i. That there is another omission in the preliminary list that the part of area i.e. Chak No.52/5-L of QH Sahiwal District now part of Oakara Cantonment there are two circles having population Circle No.4 2603 and Circle No.5 population is 14772. Total population 17375 has not been included in any constituency inspite of the fact that the same area falls within the orbit of

included with NA-160 Sahiwal-I, therefore the same population is required to be added with NA-149 Sahiwal-III.

- j. That if the above proposals are accepted the NA-147 population which is 852005 which will be remained as it is and population of NA-148 Sahiwal-II will be 845429 and the population of NA-149 will be 837501, meaning thereby that the population of these constituencies will remained within the parameters of 10% which is permissible under the rules.

In view of the above submissions, it is, therefore, most respectfully prayed that the PCs 90/6-R, 97/6-R and 102/9-L may kindly be excluded from NA-149 Sahiwal-III and the same may kindly be included in NA-148 Sahiwal-II and the PCs 78/5-R and 81/5-R of Sahiwal Headquarter Qanoongoi be included with NA-149 Sahiwal-III.

PETITIONER

**Ch. Muhammad Ashraf s/o Ch. Shah Din
voter of Chak No.90/6-R,
Tehsil and District Sahiwal.**

through

M.A. GHAFAR-UL-HAQ

Advocate Supreme Court

C.C. No.PLH-14539

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