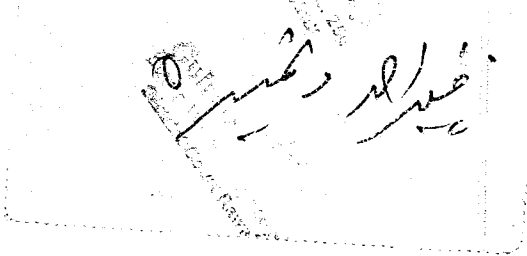


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HONORABLE SECRETARY ELECTION COMMISSION
OF PAKISTAN

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Appeal No. _____/2018

1. Malik Zaheer Ahmad S/o Muhammad Inayat 0300-5266347
2. Malik M. Iftikhar ul Haq S/o Malik Manzoor Hussain warsi 0312-6633707, both resident of Takhat Pari, U/C 108, Tehsil & District Rawalpindi.

Petitioners

Versus

Election Commission of Pakistan, Islamabad.

Respondent

APPEAL AGAINST DELIMITATION OF NA-59 &
NA-58, DISTRICT RAWALPINDI BY ELECTION
COMMISSION OF PAKISTAN DATED 05-3-2018

Respectfully Sheweth:

1. That the addresses and names of the necessary and property party are given on Head Note of this petition for service and notices,
2. That petitioner No. 1 is residing in UC 108 Takhat Pari, District Rawalpindi bearing Block Code No. 110100610, Silsila No. 302 and Gharana No. 77, whereas the code of petitioner No. 2 is the same but silsila No of petitioner No. 2 is 46 and Gharana No. 22 according to the list of 2012.



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3. That due to the impugned orders 5-3-2018 Election Commission issued list of Delimitation of constituency No. 59 & 58.
 4. That due to the impugned order petitioner constituency UC 108 has been devolved in between two constituencies i. e 59 & 58.
 5. That issued list dated 05-3-2018 is illegal, unlawful and against the rule of 2017.
 6. That the respondent violated the procedure of Delimitation whereas the procedure has been provided under sub rule 3 to 5 of rule 10 of the elections rule 2017.
 7. The rules are as under
 - a. In preparing draft proposal 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.
 - b. The constituency for an Assembly shall not ordinarily extend to more than one district except in exceptional circumstances for reasons to be recorded by the delimitation committee;
provided that a patwar circle or as the case may be, a tapedar circle shall be the basis 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.

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- c. As far as possible, the delimitation of constituencies of an Assembly shall start from the Northern end of the district, or
8. That the petitioners vote was firstly fall in the constituency of NA-52 and then a newly constituency which is now NA-59.
 9. That Union Council Takhat Pari has been divided in two parts.
 10. That the unpaid letter create inconivance for the petitioners and it amount to deprive the petitioner to elect the candidate of their choice.

It is, therefore, respectfully prayed that petitioners may kindly be amended and the delimitation of NA 59 & 58 and the letter issued by the election Commission to set aside and petitioner be put in the constituency of NA-59

Petitioners

1. 
2. 

]Through


Muhammad Umer Awan
Advocate High Court