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**BEFORE THE HONOURABLE ELECTION COMMISSION OF
PAKISTAN, ISLAMABAD**

Alamzaib Khan Advocate S/O Muhammad Ayaz ,Timergara,Tehsil Timergara,
District Dir Lower, Khyber Pukhtunkhwa.

CNIC No. 15302-3551649-3

Voter Number: 176

A/04/08/2018
1-5-1

**Representation/Objections Under Section 21(3) of Election Act, 2017 For
Inclusion Of Union Council Balambat And Union Council Shalpalam in
NA-6 instead of NA-7 On The Ground Of Geographical Attachment And
Others Considerable Factors.**

Respectfully Sheweth:-

1. That this honorable Commission issued a draft list of proposals for the delimitation of constituencies, vide notification No. F.8(3)/2018-Elec-1 on dated 05-03-2018 under section 21 of Elections Act, 2017 read with Rule 11 Election Rules,2017 for information of public and invited the public to file objections, if any, within 30 days , under section 21 (3) of Elections Act, 2017 hence the instant petition. Copy of the Notification No. F.8(3)/2018-Elec-1 on dated 05-03-2018 is attached as **Annexure "A"**.
2. That the brief facts of the case are that the petitioner is a law-abiding citizens of Pakistan and belong to Union Council Timergara, District Dir Lower, and Khyber PukhtunKhwa CNIC 15302-3551649-3, bearing Copy of the voter extract Certificate is attached as **Annexure "B"**.
3. That the district Dir^l lower is administratively subdivided into seven(7) Tehsils, Adenzai, Timergara, Balambat, Khall, Munda, Samar Bagh and Lal Qila Maidan, which contain a total of 41 Union Councils As follow

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S.No.	Name of Tehsil	Union Councils
i.	Adenzai	Asbanr, Badwan, Chakdara, Khadagzai, Tazagram, Khanpur, Kotigram, Ouch
ii.	Balambat	Balambat, Hayaserai, Lajbook, Munjai, Koto, Rabat
iii.	Khall	
iv.	Lal Qilla	Bishgram, Lal Qilla, Gall Maidan, Kotkai (Maidan), Zaimdara,
v.	Munda	Khazana, Mia Kalai, Munda,
vi.	Samar Bagh	Darangai, Kambat, Mayar, Maskini, Sadbar Kali, Samar Bagh
vii.	Timergara	Bagh Dush Khel, Bandagai, Khungai, Malak Abad Ghara, Noora Khel, Shahi Khel Ziarat Talash, Timergara (Urban)

4. That currently District Dir lower is represented by one elected MNA (Member of National Assembly) elected from NA constituency NA-34 and four elected MPAs in the provincial assembly of Khyber Pukhtunkhwa who represent the following constituencies,

- I. PK-94 (Lower Dir-I)
- II. PK-95 (Lower Dir-II)
- III. PK-96 (Lower Dir-III)
- IV. PK-97 (Lower Dir-IV)

5. That under the new draft list of proposals for the delimitation of constituencies issued by this Honorable Election Commission of Pakistan vide notification No. F.8(3)/2018-Elec-1 on dated 05-03-2018, the number of seats for District Dir Lower in the national assembly and provincial assembly were increased from 1 to 2 seats and from 4 to 5 respectively.

6. That under the new draft list of proposals for the delimitation of constituencies, the previously NA-34. Dir Lower has been bifurcated in two constituencies NA-6 and NA-7. For the provisional assembly of Khyber

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Pukhtunkhwa, the constituencies of Dir Lower have been divided in to 5 constituencies increasing one seat for the provisional assembly.

7. That under the preliminary draft of delimitation of constituencies, the proposed provincial assembly constituencies for Dir Lower are as under:-

S.No	CONSTITUENCIES	AREA
01.	PK-13 Lower Dir-I	a) Khall Tehsil and b) Balambut Tehsil, excluding the union council of Balambat. Of Lower Dir District.
02.	PK-14 Lower Dir-II	a) Tehsil Adenzai, excluding the union council of Ouch of Lower Dir District
03.	PK-15 Lower Dir-III	a) Census Charge No.14 of Timergara Municipal Committee. b) Timergara Tehsil c) The Balambat union council of the Balambat tehsil and d) The Ouch union council of the Adenzai Tehsil of Lower Dir District.
04.	PK-16 Lower Dir-IV	(a) Munda Tehsil (b) The Following Union council of Samarbagh Tehsil. (i) Samarbagh. (ii) Mayar and (iii) Sadbar Kalay Of Lower Dir District.
05	PK-17 Lower Dir-V	(a) Lal Qila Tehsil (b) The Following union councils of the Samarbagh Tehsil (i)Kambat (ii)Maskini (iii)Drangal Of Lower Dir District.

Copy of the Draft list of constituencies under Rule 10 (7) is attached as **Annexure "C"**

8. That under the new draft issued by this Honorable Election Commission of Pakistan vide notification No. F.8 (3)/2018-Elec-1 on dated 05-03-2018 under section 21 of Elections Act, 2017 read with Rule 11 Election Rules, 2017. Union Council Balambat and Union Council Sultan Khail has been included in NA-7.

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9. Inclusion of Union Council Balambat and Union Council Sultan Khail lead depict the picture that no consideration has been given to geographical position of the area, physical features, existing boundaries of administrative units, facilities of communication, convenience of the public at large, social and cultural affiliations voters female voters in particular, and other cognate factors. Copy of the Map is attached as **Annexure "D"**

Grounds

The Petitioner is aggrieved with the delimitation preliminary draft of the national assembly constituencies of Dir Lower and seeks review of the proposals regarding National Assembly's constituencies NO. 6 & 7 on the following grounds amongst others:-

- I. That the union council Ballambat is geographically connected with NA-7 and river Panjkora is the natural demarcation. The same is with Union Council Shalplam as it is also isolated area in NA-7. Therefore Inclusion of the both union council in NA-7 will balance the national assembly constituencies and will save the people from inconvenience. COPY OF THE PROPOSED Map is attached as **Annexure "E"**
- II. That the social and political ties of the population of both the union Council i.e Balambat and Shalpalam are with NA-7 and have little ties with N-6.
- III. That the inclusion will not disturb the number of population required for making National Assembly constituency.

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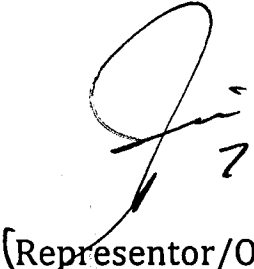
11/04/2018

PRAYER:

Pertinent to above this honorable Commission is requested to Include Union Council Balambat and Union Council Shalpalam in NA-6 instead of NA-7 on the Ground Of Geographical Attachment and Others Considerable Factors.

Further, it is requested that the delimitation officer be directed to carve out the constituencies afresh as per the ALTERNATIVE PROPOSAL mentioned above.

Any other relief, which this Hon'ble Commission may deem proper in favor of the petitioner, may also be granted.


Representor/Objector

Alamzaib Khan Advocate S/O Muhammad Ayaz
, Timergara, Tehsil Timergara, District Dir Lower, Khyber
Pukhtunkhwa.

Through,

TUFAIL SHAHZAD & SABIR AHMAD
Advocates High Court, Islamabad.

LARIB NAWAZ & NADIA
Advocates

KHYBER LAW ASSOCIATES ISLAMABD.
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