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**BEFORE, THE SECRETARY ELECTION COMMISSION OF**

**PAKISTAN**

M/Air  
31/3/18  
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**REPRESENTATION BY ABUBAKR S/O CHOUDHRY MUSHTAQ AHMAD U/S 21 OF ELECTION ACT, 2017 READ WITH CHAPTER III OF ELECTION RULES, 2017 TO CHALLENGE THE DELIMITATION OF SHEIKHUPURA DISTRICT PARTICULARLY OF NA-121 & NA-122.**

Respectfully Sheweth:-

1. That the applicant is registered voter of NA-121 in Census Block Code No. 197110207, District Sheikhupura, and is constrained to file captioned representation to challenge the proposed delimitation of NA-121, District Sheikhupura, notified through Preliminary Report dated March 5, 2018 prepared u/s 21 (1) of Election Act 2017 (hereinafter "the Act") r/w Chapter III of Election Rules (hereinafter "the Rules").
2. That the proposed delimitation of NA-121 is in sheer violation of the 'principles of delimitation' envisaged in section. 20 of the Act, particularly neither the population has been distributed in 'geographically compact' area nor the physical features, existing facilities of communication and public convenience and other cognate factors to ensure homogeneity in the creation of constituencies of District Sheikhupura has been appreciated.

Therefore, the delimitation of NA-121 warrants to be modified and altered u/s 20 (4) of the Act and the Rules, inter-alia on the following:-

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**GROUND**

a. That as per the Quota/Population determined under Rule. 8 of the 2017 Rules, quota/population for each seat of National Assembly of Pakistan for Punjab is 780, 266 and the quota/population for each National Assembly of District Sheikhpura is 865, 106 (3460426/4), whereas the population in 4 National Assembly seats of District Sheikhpura has been proposed as follows:-

Constituency	Population
i. NA-119	885990/-
ii. NA-120	842144/-
iii. NA-121	919756/-
iv. NA-122	812536/-

It is imperative to note that the Quota settled for each National Assembly seat in Punjab is 780, 266 and as per the proposed delimitation the population in NA-121 is 919, 756, therefore, the difference is of 139, 490/- which is 17.87 % greater than the Quota settled for each National Assembly seat of Punjab.

b. That moreover as per the 'Principles of Delimitation' envisaged in Section. 20 (3) of the Act, the variation in population of constituencies of an Assembly or a local government shall not ordinarily exceed ten percent, however, surprisingly the delimitation committee miserably failed to appreciate that as per their proposal the variation in population of NA-121 and NA-122 exceeds 13 % (919756-812536 = 107, 220). This disparity of population amongst two constituencies of the same District is against the intent of legislature, hence, the same is liable to modified/alterd on this score alone.

c. That the requirement of distribution of population in 'geographically compact' area enumerated in Section 20 (1) has also been viciously ignored by the delimitation committee which is apparent from bare perusal of the proposed Map of District, Sheikhpura. It would not be out of place to

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mention that Ajnianwala QH of Sheikhpura has been made part of NA-121, through a very thin strip of 4 KM, between the Patwar Circle (hereinafter 'the PC') of Jhabran and Waran of Qanoongo Jandiala-SherKhan.

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- d. That even otherwise the requirement of geographically compact area implies that the dichotomy in rural and urban areas will be maintained. That the Farooqabad Qanoongo is a peri-urban area and a periphery of Sheikhpura MC, hence the inclusion of Ajnianwala Qanoongo (rural area) as whole in NA-121 and inclusion of Farooqabad Qanoongo as whole in NA-122 is in violation of pre-condition of 'geographically compact' area.
- e. That bare perusal of provisions of the Act and the Rules promulgated thereto reveals that same has not been adhered to in the proposed delimitation, hence, under Rule 12 (2) of the Rules, the present applicant/petitioner submits the detail of how the constituencies of National Assembly of Sheikhpura may be delimited in following paragraphs:-

#### PROPOSAL

- I. That the proposed change has been intentionally restricted by the present applicant to NA-121 and NA-122, as the difference of population amongst two constituencies is 107, 220 (13 %), moreover, the same is in violation of the 'geographically compact' area principle. That as per proposed delimitation NA-121 has population of 919, 756 which includes amongst others Ajnianwala QH (79, 053) AND Jhabran PC (28, 522), Isherke PC (8944) of Qanoongo Jandiala Sher Khan. It is submitted that the said QH and PC's may kindly be excluded form NA-121 and be made part of NA-122, in order to bring the variation of population in both constituencies within 10 % and to make both the constituencies 'geographically compact' area.
- II. That similarly Kharianwala PC (51, 605) of Bhikki QH AND Nokhar PC (16, 495) of Farooqa Bad Qanoongo, both peripheries of Sheikhpura MC, presently part of NA-122 should be excluded from the said constituency

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and may kindly be made part of NA-121, Sheikhpura MC is part of NA-121.

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III. That the cumulative effect on the population of NA-121 and NA-122 after theaforementioned changes would be as follow:

### NA-121

<b>At Present</b>	<b>919, 756</b>
<b>Exclude</b>	
Ajnianwala QH	(79, 053)
Jhabran PC of QH Jandiala Sher Khan	(28, 522)
Isherke PC of QH Jandiala Sher Khan	(8944)
<b>Include</b>	
Kharian Wala PC of QH Bhikki	51, 605
Nokhar PC of QH Farooqa Abad	16, 495
<b>Population of NA-121 after Proposed Change</b>	<b>871, 337</b>

### NA-122

<b>At present</b>	<b>812, 536</b>
<b>Exclude</b>	
Kharian Wala PC of QH Bhikki	(51, 605)
Nokhar PC of QH Farooqa Abad	(16, 495)
<b>Include</b>	
Ajnianwala QH	79, 053
Jhabran PC of QH Jandiala Sher Khan	28, 522
Isherke PC of QH Jandiala Sher Khan	8' 944
<b>Population of NA-122 after Proposed Change</b>	<b>860, 955</b>

M. Khan  
3/12/18

IV. That after the incorporation of the aforementioned proposed changes in the delimitation, the population of the four National Assembly constituencies of District Sheikhpura would stand as follows:-

Constituency	Population
1. NA-119	885, 990/-
2. NA-120	842, 144/-
3. NA-121	871, 337/-
4. NA-122	860, 955/-

V. That as expressed in the preceding paragraph the proposed change will bring the process of delimitation to the extent of District Sheikhpura in consonance with the Section. 20 of the Act. Bare perusal of the proposed changes reveal that the variation of population amongst the National Assembly constituencies of District Sheikhpurawould be reduced to less than 10 %. Moreover, the same will make the both constituencies geographically compact area, which can be deduced from the enclosed Map.

*It is therefore humbly requested that the instant representation may kindly allowed and the proposed changes hereinabove may kindly be incorporated to ensure the delimitation of NA-121 & NA-122 is in conformity with the statutory provisions and the rules made thereunder.*

**APPLICANT / PETITIONER**

Through

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