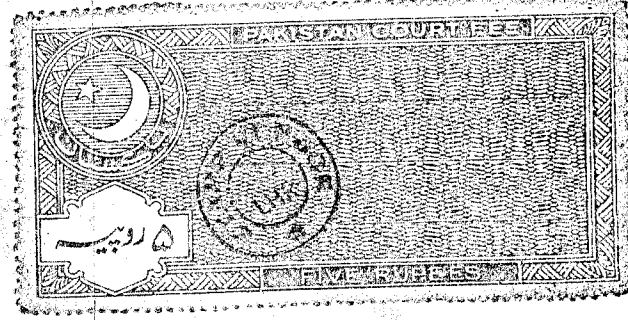


BEFORE THE WORTHY SECRETARY ELECTION COMMISSION PAKISTAN,
ISLAMABAD.



Syed Nasir Hussain Shah
13/03/2018



Syed Muhamma Taqi Yasir Adv. S/O Syed Nasir Hussain Shah Caste Naqvi R/O
Chack No. 78/10-R, P.O 77/10-R, Tehsil & District Khanewal.

VERSUS

Public At Large NA 153, Khanewal-III, (presently NA 159) District Khanewal

MEMORANDUM OF OBJECTION U/S 21 & 22 OF THE ELECTION ACT 2017

FOR ADDING (PATWAR CIRCLE) CHACK NO. 77/10-R, KHANEWAL IN

PURPOSE NA 153 KHANEWAL-III & PP 209-VII, KHANEWAL

&

DELETING THE SAME FROM THE PURPOSE NA-151 & PP-206-IV

Applicant/Objector humbly submit as under:

1. That Honorable Election Commission of Pakistan has announced country wide delimitation and last date for submission of Objection is already fixed for 02-04-2018.

That the Petitioner is registered Voter of Chack No. 78/10-R at Cod No. 220020305 SR No. 117. The Village of petitioner falls within the Patwar Circle of Chack No. 77/10-R, District Khanewal. The said Patwar Circle consist upon five villages namely 71/10-R, 76/10-R, 77/10-R, 78/10-R & 81/10-R. The Patwar Circle mentioned above have population about 16000 approximately.

8/30/2019

2



2. That the commission issued the notification about the delimitations of the constituencies throughout Pakistan for conducting the up coming elections expectedly held in 2018 upon the new census. The Election Commission of Pakistan issued the preliminary notification about the constituencies of National Assembly of District Khanewal after some amendments in whole constituencies. The preliminary notification regarding the present constituency NA 159 also issued and the Patwar Circle of Chak No. 77/10-R has been excluded and included in the new constituency of National Assembly 151.
3. That impugned notification regarding the amendment in proposed constituency of NA 153 Khanewal-III while excluding Patwar Circle of Chak No. 77/10-R, and including it in new proposed constituency NA 151 be set aside and restore the old constituency NA 159 while including the Patwar Circle of ChakNo. 77/10-R, inter alia on the following

GROUND

1. That the Patwar Circle of Chak No. 77/10-R was constantly being a part and parcel of Constituency NA 159 (New NA 153) and inclusion of said Patwar Circle of Chak No. 77/10-R, in NA 158 (New NA 151) is against the declared policy of the Election commission of Pakistan.

11/03/2018



2. That while excluding the Patwar Circle of Chak No. 77/10-R the principles of homogeneity was not taken into consideration at the time of issuing of the preliminary notification for creation of new constituencies of District Khanewal.
3. That in Section 20 of the Election Act 2017, principle of delimitation are given, so mere reading of section 20 of ibid Act it reveals that following principles are to be kept in mind at the time of making delimitation of the constituencies:-
 - i) Distribution of population is in geographically compact areas.
 - ii) Existing boundaries of administrative units
 - iii) Facilities of communication
 - iv) Public convenience
 - v) Other cogent factors to ensure homogeneity

But this principle was ignored and not kept in mind while issuing the preliminary notification in this regard about the constituencies of District Khanewal. The whole District Khanewal is based upon population 29,21,654. It has four National Assembly seats and eight Provincial Assembly seats. The new proposed constituencies of National Assembly and Provincial Assemblies are as below.

8/30/3/2018

(4)



| Sr. No. | N.A. Seats | P.P Seats | Population |
|---------|-----------------|------------------|------------|
| 1. | 150 Kabirwala | PP 203 PP 204 | 7,29,776 |
| 2. | 151 Khanewal | PP 205 PP 206 | 7,58,171 |
| 3. | 152 Mian Channu | PP 207 PP 208 | 7,04,989 |
| 4 | 153 Jahanian | PP 209 PP 210 | 7,28,718 |
| Total | 4 | 8 | 29,21,654 |

The boundaries of new constituencies NA 151 and 153 are adjacent with each other. The difference of population in between of these proposed constituencies is about 29,453, which is very huge in number. So the first principle of section 20 is clearly violated, which is against the principle of Section 20 regarding distribution of population in geographically compact areas. The Patwar Circle of Chak No. 77/10-R is consists upon population of 16,000, and exclusion of this Patwar Circle from new proposed constituency NA 153 and including it in NA 151 proposed new constituency is illegal, against the mandate of law, so it be reviewed. The criteria of equality of population amongst various electoral units will be achieved. It is fully in consonance with law on the subject.

- d. That the administrative units of existing boundaries of proposed constituencies NA 153 (old NA 159) are in

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5



accordance with law, if these are changed and after excluding from new proposed constituency NA 153 to including it in new NA 151 constituency of Patwar Circle of Chak No. 77/10-R, then administrative issues will be created, which affects the rights of public at large.

- e. That present constituency (NA 159) is more feasible for the public at large in communication facilities because, it is in a one compact block due to that the supply of canal water, roads, sui gas, electricity facilities, hospitals etc. in one block are more convenient to the public at large, which will be broken if the Patwar circle of Chak No. 77/10-R be excluded from new constituency NA 153 and include it in new constituency NA 151 Khanewal.
- f. That the current constituency of NA 159 (proposed NA 153) consists upon rural areas, whereas the maximum portion of the new proposed constituency NA 151 (Old NA 157) consists upon the urban area, due to that there are very much differences in the culture of rural area and urban areas as well as the person, who is elected from the new constituency of NA 151 will mostly spend his development funds in city areas and in this way the rural area of NA 151 (Patwar circle of Chak No. 77/10-R) will be ignored,

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6



which is not justification as well as equality of the public at large.

4. That this objection is being filed within time. The affidavit in support of the grounds is also attached herewith. The maps as required by rules are also attached herewith.

Prayer

It is therefore, most respectfully prayed that this objection petition may kindly be accepted and preliminary notification regarding the exclusion of Patwar Circle of Chak No. 77/10-R from new constituency NA 153 Khanewal IV (Old NA 159) and including in new constituency NA 151 Khanewal-II (Old NA 157) Khanewal may kindly be set aside being against the principle contained in Section 20 of The Election Act 2017 qua distribution of population, geographical, compactness, existing boundaries of administrative units, facilities of communications and public convenience and other cogent factor to ensure homogeneity in the creation of constituencies in the larger interest of justice.

Syed Muhammad Taqi Yasir

APPLICANT

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Through

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