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Worthy Secretary Election Commission of Pakistan,
Islamabad.

Subject: PRESENTATION/OBJECTION PETITION WITH
REGARD TO NA-189 & NA-190.

RESPECTFULLY SHEWETH:

1. That the synopsis of the instant petition is that the petitioner is the resident of Mouza Makwal Kalan Tehsil Taunsai of District D.G.Khan and also registered voter of Mouza Makwal Kalan as well as NA-190 and also PP-287, Tehsil Taunsa, District Dera Ghazi Khan. Attested copy of NIC and the voter list wherein the name of the petitioner is appearing which is appended herewith as "Annexure: A & B".
2. That the delimitation committed constituted by the Election Commission of Pakistan District Dera Ghazi Khan was divided into four National Assembly constituencies as NA-189, NA-190, NA-191 and NA-192. NA-190 is consisting of two PP constituency namely as PP-287, PP-288 while NA-189 consisting of two PP constituencies namely as PP-285, PP-286 as showing the same constituencies of said NAs in the map as issued by the said committee which is appended as "Annexure:C". So, the same map has not been prepared/made in the light of the Section 10 of the Election Rules 2017 as well as Election Act-2017 (hereinafter called as Election Rules & Election Act-2017). The same map is not lying in the said rules and said act because as per the map total population has been shown as 2872201, landscape of the district two strips, one strip is along with the Indus river North to south and the second strip is along with Koh Suleman Range having the mountain range Koh Suleman Range and also the district is consist of two political portions, one portion is called tribal area and other is settled area. Tribal area (De-excluded) consisted upon the vast landscape/area which cannot be counted and small scattered

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population and same is not accessible, while the other portion is the well populated.

- 3: That while delimiting the constituency NA-189 Qanoongoi Makwal Kalan and Additional Makwal Kalan were excluded from the said constituency by way of including in the NA-190 constituency without any justification and keeping in view the principle/rules laid Down in the Said Election Rules and Election Act-2017 because as per the map said Qanoongois Makwal Kalan and Additional Makwal Kalan which are included with the Tehsil Taunsa but same were excluded by way of separating the said Qanoongois Makwal Kalan and Additional Makwal Kalan from the constituency NA-189 which is entirely against the geographically compact area as well as the principle enshrined in the said rules and act, so exclusion of the said qanoongois is not lying with the said rule and act and the same is not sustainable in the eye of law and the same single objection is sufficient to delaminate the constituency as per map proposed by the petitioner because exclusion of the said qanoongois as Makwal Kalan and Additional Makwal Kalan due to the malice, ulterior motive, by giving the benefit to others by including qanoongois of tribal area (de-excluded) Barhi, (2) Kharrar Buzdar, (3) Fazala Kuch having the same population as that of Makwal Kalan and Additional Makwal Kalan. The inclusion of the said qanoongois as Makwal Kalan and Additional Makwal Kalan is not in line with facilities of communication and public convenience of the petitioner as well as the other inhabitants of Tehsil TAunsa NA-189 that is against the purpose of delimitation. Major Portion of the (de-excluded) Tribal Area is included in constituency NA-189 which is not proper and against the said rules and act. The following table is given which shows the population of the NA-189 and NA-190 constituencies.

NA-189

Sr.No.	Qanoongoi	Patwar Circle	Population
A	Name of Qanoongoi of Tehsil Taunsa Sharif		
1	Vahowa Shumali	All Patwar Circles	14426
2	Nutkani	All Patwar Circles	88686
3	Retra	All Patwar Circles	84745
4	Additional Nari	All Patwar Circles	30192
5	Taunsa	All Patwar Circles	68754
6	Additional Taunsa	All Patwar Circles	45456
7	Nari	All Patwar Circles	45038
8	MC Taunsa	All Patwar Circles	97100
9	Makwal Kalan	All Patwar Circles	53764
10	Additional Makwal Kalan	All Patwar Circles	47596
B	Following Qanoongois of De-Excluded of Tribal Areas.		
1	Bathi	All Patwar Circles	22967
2	Phugla Shumali	All Patwar Circles	24510
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Geographical map of NA-190

Sr.No.	Qanoongoi	Patwar Circle	Population
A	Following Qanoongois of Tehsil D.G.Khan		
1	Shadhan Lond	All Patwar Circles	98721
2	Shah Sadar Din	All Patwar Circles	80191
3	Additional Shah Sadar Din	All Patwar Circles	68560
4	Yaru	All Patwar Circles	63595
5	Additional Yaru	All Patwar Circles	60356
6	Additional Ghausabad	All Patwar Circles	46719
7	Additional Shadan Lond	All Patwar Circles	68984
8	Additional DG Khan	All Patwar Circles	67810
B	Following Qanoongois of De-Excluded Tribal Area		
1	Barthi	All Patwar Circles	44398
2	Kharrar Buzdar	All Patwar Circles	28038
3	Fazla	All Patwar Circles	28558
4	Bailab Shumali	All Patwar Circles	16419
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a. That while preparing the said constituency, said committee violated the principal as laid down under section 20 of the Election Commission Act-2017 as well as the section 10 of the Election Commission Rules-2017. As per the said rules and regulations, while preparing both the delimitation of the constituency NA-189 and NA-190 violated the basic principal of clockwise from north start to south end. If it is started from north to south clockwise then whole areas of Tehsil Taunsa

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would be included NA-189 and to make the population appropriate according to said rules, area and population of two qanoongois of (de-excluded) tribal area namely Bathi and Phugla Shumali would be included in NA-189 and in this manner, a suitable, proper as per rules and act, constituencies can be prepared. It would also be proper if the two qanoongoi Halqa Namely Makwal Kalan and Additional Makwal Kalan which are the part of PP-Halqa 287 be excluded by way of inclusion in PP-286 as well as three qanoongois namely Barhi, Kharrar Buzdar and Fazla Kach be included by way of exclusion from in PP-286, for the proper delimiting the constituency of NA-189.

So keeping in view the above facts and circumstances of the petition following proposed maps are annexed as **“Annexure: D”** for the constituency of NA-189 and NA-190.

So for the kind perusal section 20 of Election Commission Act-2017 and section 10 of the Election Commission Rules-2017 are reproduced as under:

“Principles of delimitation: ---(1) All constituencies for general seats shall, as far as practicable, be delimited having regard to the distribution of population in geographically compact areas, physical features, existing boundaries of administrative units, facilities of communication and public convenience and other cognate factors to ensure homogeneity in the creation of constituencies.

(2) For the purpose of delimiting constituencies for the general seats of the National Assembly for the Tribal Areas two or more separate areas may be grouped into the constituency.

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(3) As far as possible, variation in population of constituencies of an Assembly or a local government shall not ordinarily exceed ten percent.

(4) If the limit of ten percent under sub-section (3) in exceeded in an exceptional case, the Commission shall record reasons thereof in the delimitation order.

Section 10 of Election Commission Rules is also reproduced as under:

Draft proposals for delimitation of constituencies.---

(1) A delimitation committee constituted under rule 9 shall, immediately after its constitution, proceed to obtain from Pakistan Bureau of Statistics, population data of last census officially published along with relevant maps showing therein census charges, census circles and census blocks along with description, relating to a Province, an agency, or any other administrative or revenue unit as it may require.

(2) The Delimitation Committee Shall also obtain district maps along with description, duly authenticated by Pakistan Bureau of Statistics, or as the case may be, the district head of Revenue Department, prepared on a uniform scale as may be determined by the Commission indicating therein details of all administrative and revenue units in the district to the level of a Patwar Circle or as the case may be, a Tapedar Circle, as well as prominent geographical and physical features, such as rivers and mountains and any other information as may be determined by the Commissioner or required by the Committee.

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(3) In preparing draft proposals 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 guidelines provided by the Commission from time to time.

(4) 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 Tepedar Circle shall be the basic 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.

(5) As far as possible, the delimitation of constituencies of an Assembly shall start from the Northern end of the district, or as the case may be, the agency and then proceed clock-wise in zigzag manner keeping in view that population among the constituencies of an Assembly shall remain as close as may be practicable to the quota; provided that the quota under this sub-rule shall be determined by dividing total population of the district or the agency with number of seats allocated to that district or agency:

Provided further that the variation in population between two or more constituencies shall not ordinarily exceed ten percent and the Delimitation Committee shall record reasons, if in exceptional circumstances, the variation has to exceed the limit.

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(6) For the purpose of preparation or draft proposals for delimitation, the delimitation committee may require assistance from any Federal, Provincial or, as the case may be, a local government authority.

(7) After the draft proposals for delimitation of constituencies are finalized on Form-5, the Delimitation Committee shall send the same to the Commission, within the time specified and in the manner as may be determined by the commission.

List of constituency and population record are annexed as **“Annexure: E & F”**.

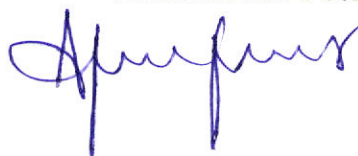
4. That the proposed map shows approximately equal population, equal area, equal radeous, distance, notable roads, width and length of the each constituency as well as the facilities of communications and the public convenience and other cognifactors.
5. That the objection is being filed within time.

P R A Y E R:

In view of the afore-said submissions and discussions, it is humbly prayed this representation/objection petition may very kindly be graced with acceptance and both delimiting constituencies **NA-189 & NA-190** may kindly be approved as per specific proposed map annexed with petition as Annexure: D by the petitioner according to map as attached with for the supreme interest of justice.

Dated 3-4-2010

....Humble Petitioner....



Muhammad Afaq Nasir S/O Nasrullah Khan
R/O Makwal Kalan, Tehsil Taunsa,
District Dera Ghazi Khan.