



The Secretary,
Election Commission of Pakistan,
Islamabad

**REPRESENTATION UNDER SECTION 21(3) OF ELECTION ACT
2017 READ WITH ELECTION RULES 2017 IN RESPECT OF
PROPOSED NATIONAL ASSEMBLY CONSTITUENCIES NA-93
KHUSHAB – I AND NA-94 KHUSHAB - II**

Respectfully Sheweth:

1. That the Petitioner is a permanent resident and registered voter in the proposed constituency of NA 93 Khushab-I which falls presently in NA 69 Khushab at Silsila Number 65, Block Code 145030512, Electoral Area Golay Waali, Tehsil Quaidabad, District Khushab.
2. That the Honourable Election Commission of Pakistan ("Commission") has been pleased to notify vide the Official Gazette dated 05.03.2018 proposing, *inter alia*, the delimitation of constituencies NA 93 and 94. After the 2017 Census of Pakistan as per the formula [Population of District ÷ Quota of Punjab], District Khushab has been allocated two (02) constituencies/seats of National Assembly in the Preliminary Delimitation Report, 2018 published by this Honourable Commission.
3. That the Preliminary Delimitation Report, 2018 proposes the delimitation of two constituencies of National Assembly of District Khushab in the following manner:

| Sr. No. | Number and Name of Constituency | Extent of Constituency | Population |
|----------------|--|--|-------------------|
| 1 | NA-93 Khushab-I | (a) Noushera Tehsil (b) Quaidabad Tehsil (c) Khushab Tehsil excluding the following: - (i) QH Girot; (ii) QH Mitha Tiwana; | |

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| | | (iii) QH Joharabad; (iv) MC Jauharabad; (v) MC Hadali; and (vi) MC Mitha Tiwana of Khushab District | 658748 |
| 2. | NA-94 Khushab - II | (a) MC Jauharabad; (b) MC Hadali; (c) MC Mitha Tiwana; (d) The following QH of Khushab Tehsil: (i) Girot; (ii) Mitha Tiwana; and (iii) Jauharabad; and (e) Noor pur Thal Tehsil of Khushab District | 622551 |

4. That through the instant representation, the Petitioner seeks the indulgence of this Honourable Commission to delimit the above constituencies in the following manner:

| Sr. No | Name and No. of Constituency | Proposed amendments, alterations or modifications | Extent of Constituency after including the proposal | Population after Proposal |
|--------|------------------------------|--|--|---------------------------|
| 1 | NA-93 Khushab-I | Exclude (a) Quaidabad Tehsil Include (a) QH Jauharabad; (b) MC Jauharabad; (c) QH Girot | (a) Noushera Tehsil (b) Khushab Tehsil excluding the following: - (i) QH Mitha Tiwana; (ii) MC Mitha Tiwana; (c) QH Jura Kalan of Tehsil Noor Pur Thal | 651,450 |
| 2 | NA-94 Khushab - II | Exclude (a) QH | (a) MC Mitha Tiwana; (b) MC Hadali | |

This affidavit has been sworn before me on this 28th day of 2018 by the deponent who is personally known / identified by
Certified further that the deponent of this affidavit have been read over and explained to deponent who has understood and attested the same
Serial No

Irshad-ul-Haq
Advocate High Court
Oath Commissioner
Islamabad

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| | | Jauharabad; (b) MC Jauharabad; (c) QH Girot (d) QH Jura Kalan of Noor Pur Thal Tehsil Include (a) Quaidabad Tehsil | (c) The following QH of Khushab Tehsil: (i) Mitha Tiwana; and (d) Noor pur Thal Tehsil; excluding QH Jura Kalan and (e) Quaidabad Tehsil of Khushab District | 629, 929 |
|--|--|--|--|-----------------|

5. That being aggrieved by and dissatisfied with the part list of constituencies, published in the Preliminary Delimitation Report 2018, particularly specifying the areas proposed to be included in/excluded from proposed National Assembly constituencies NA- 93 and NA – 94 of District Khushab and in the best interest of the population of the district as a whole, the Petitioner seeks the gracious interference of this Honourable Commission for making amendments, alterations or modifications as suggested/ proposed by the Petitioner in Paragraph 4 above, inter alia, on the following grounds

GROUNDS

- A. That a combined reading of Section 20 of the Election Act 2017 and Rule 10 of the Election Rules 2017 reveals that the following principles and procedures are to be kept in mind at the time of making the delimitation of the constituencies:
- (i) Distribution of population in geographically compact areas,
 - (ii) Physical features,
 - (iii) Existing boundaries of administrative units,
 - (iv) Facilities of communication
 - (v) Public convenience



- (vi) Other cognate factors to ensure homogeneity in the creation of constituencies
- (vii) The delimitation of constituencies of an Assembly shall start from the Northern end of the district; and
- (viii) Then it will proceed clockwise in zigzag manner keeping in view that population among the constituencies of an Assembly shall remain as close as may be practicable
- (ix) The variation in population between two or more constituencies shall not ordinarily exceed ten percent.

- B. That while preparing the Preliminary Delimitation Report, 2018 comprising of proposals for delimitation of constituencies for National Assembly in Khushab constituencies NA-93 and NA-94, it is respectfully submitted, the relevant Delimitation Committee failed to adhere to the above stated mandatory principles and procedures in letter and spirit therefore there is a need to revisit the said delimitation proposal by this Honourable Commission.
- C. That while preparing the delimitation report for proposed constituency NA-94, the Delimitation Committee excluded Quaidabad Tehsil and Qanungo Halqa Kund and included the same in proposed constituency NA-93 without giving regard to the geographical compactness, facilities of communication, existing boundaries of administrative units, physical features and public convenience.
- D. That Quaidabad Tehsil are separated from Naushera Tehsil through mountains and have no direct road access, except a narrow jeep-able road built on the mountain which has restricted access because of PAF Base Sakesar and the public is not allowed to use this road. The public has to travel for approximately 100 kms to reach to Tehsil Naushera from Quaidabad Tehsil via Sargodha- Mianwali Road, which passes through Mitha Tiwana- Hadali-Jauharabad-Khushab to reach Naushera Tehsil. The Delimitation Committee completed disregarded the physical features, geographical compactness and public convenience in proposing NA 93 and NA 94 in its Preliminary Delimitation Report 2018.



- E. That the Delimitation Committee has failed to start the delimitation of the constituencies from the Northern end of the District. The Northern end of the District Khushab starts from Naushera Tehsil and if the exercise was to be conducted as per the prescribed law and rules and proceed clock-wise in a zigzag manner, Quaidabad Tehsil will not form part of the proposed NA-93 constituency and will fall in NA-94 constituency. If the Delimitation Committee had proceeded in a clock-wise manner starting from the Northern end of Naushera Tehsil and to proceed in a zigzag manner, Qanungo Halqa Giro, Qanungo Halqa Jauharabad, Municipal Committee Jauharabad and Tehsil Khushab will fall in NA 93.
- F. That the Delimitation Committee completely disregarded Section 20 of the Election Act 2017 and Election Rules 2017 as under no circumstance could the Tehsils of Quaidabad and Naushera be made part of the same constituency, with the correct application of the law.
- G. That if the proposal for delimitation of NA-93 and NA-94 made by the Delimitation Committee in its Preliminary Delimitation Report, 2018 is finalized without incorporating amendments, alterations or modifications proposed/suggested by the Petitioner in paragraph 4 above, the entire population of above detailed Halqa Qanungo and Patwar circles would suffer irreparable loss and hardships and their miseries will increase manifold and it would be blatant violation of the Election Act 2017 and Election Rules 2017.
- H. That the amendments, alterations or modifications proposed/suggested by the Petitioner in paragraph 4 above are for the sole purpose of providing facilities and ease to the inhabitants of the said areas.

PRAYER

In view of the foregoing, it is most respectfully prayed that the instant representation may kindly be accepted and the amendments, alterations or modification proposed/suggested by the Petitioner in paragraph 4 of this representation may graciously be incorporated in the final report and list of constituencies showing the areas included in each constituency.

Ab

Any other relief, which this Honourable Commission may deem just and appropriate, may also be granted in the interest of justice and equity.

Petitioner

[Signature]

Muhammad Afzal s/o Munshi Khan
R/o Golay Waali, Tehsil Quaidabad, District Khushab

Through

[Signature]

Barrister Salman Hamid Afridi
Advocate High Courts
Partner,
H & M Advocates and Corporate Consultants
House 1-A, Main Service Road, next to Street 32,
Sector F-8/1, Islamabad

Dated: 03rd April 2018

AFFIDAVIT

I, Muhammad Afzal s/o Munshi Khan r/o Golay Waali, Tehsil Quaidabad, District Khushab, solemnly declare and affirm on oath that the contents of the above

This affidavit has been sworn before me on this 03 day of April 2018 by the deponent who is personally known Identified by Muhammad Afzal Certified further that the deponent of this affidavit have been read over and explained to deponent who has understood and attested the same
Serial No

representation are true and correct to the best of my knowledge and belief and nothing has been kept secret or concealed in any manner whatsoever.

[Signature]
DEPONENT

IDENTIFIED BY: *[Signature]*
BARRISTER SALMAN HAMID AFRIDI
Advocate High Courts
ADVOCATE HIGH COURTS

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