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**BEFORE THE ELECTION COMMISSION OF  
PAKISTAN THROUGH SECRETARY,  
ELECTION COMMISSION, CONSTITUTION  
AVENUE, ISLAMABAD.**

Subject: REPRESENTATION/OBJECTION PETITION  
UNDER SECTION 21(3) ELECTION ACT,  
2017 R/W RULE-11 OF THE ELECTION  
RULES, 2017 AGAINST THE REPORT OF  
PROPOSED DELIMITATION COMMITTEE  
OF PK-28 OF BATTAGRAM.

Respectfully Sheweth!

The petitioner who is a registered voter in the constituency of proposed PK-28 District Battagram with due respect submit the following representation/objection petition against the proposed delimitation of PK-28, Battagram-I.

*(Copy of the proposed delimitation notification is annexure "A").*

1. That, District Battagram consists of two Tehsils i.e. (i) Tehsil Battagram (ii) Tehsil Allai. Total population of the District in accordance with census of 2017 is 4,76,612. Total population of Tehsil Battagram is 2,96,198 and total population of Tehsil Allai is 1,80,414.

*(Copy of census report of 2017 regarding District Battagram is annexure "B").*

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2. That, in the proposed delimitation of PK-28, Tehsil Allai, Patwar Circle Paimal Sharif was added in it and Patwar Circle Jesol Bazar, Batamori and Rajmera were included in PK-28, *(Map showing Paimal Sharif with PK-28 Tehsil Allai is annexure "C")* which is absolutely illegal on the following grounds: -

a. That, in between Patwar Circle Paimal Sharif and Tehsil Allai (PK-28) there is a mountain with a height of about 8000 square feet to 14000 square feet having no connecting road, clearly visible and available on Google map. The mountain is a natural boundary line between two Tehsils. The residents of Paimal Sharif, Thakot, Barsar and Huttel Deeshan are quite different in culture, language, local customs and have no interaction with each other. Paimal Sharif and Allai are only linked with a road passing through District Headquarter Battagram and then on KKH from Thakot to Allai. The only road as is in existence which is

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unnatural and difficult/impossible to approach Tehsil Headquarter Allai.

*(Copy of the map and photos showing mountain between Paimal Sharif and PK-28 Allai are attached as annexure "D").*

- b. That, the Patwar Halqa Barsar is situated across the Indus and is adjacent to District Torghar and the peoples of Barsar cannot be considered to be in the position to approach Banna Allai, Tehsil Headquarter.
  
- c. That, there is no direct communication link between Paimal Sharif and PK-28 Allai Tehsil. If a voter has to travel from Paimal Sharif to Tehsil Allai he will first come to Headquarter of Tehsil Battagram passing through Patwar Circles of PK-29 Peshora, Shinglibala and Battagram and from there will join KKH passing through Patwar Circles Matta Maidan, Shinglibala, Peshora and will enter to Huttal Deeshan, which means that the principles as laid down in section 20 i.e. geographical compactness, physical features, existing administrative boundaries of Tehsils and Kanungo Halqa, facility of

communication and public convenience, and contiguity have been ignored.

*(Certificate regarding non-existence of road from C&W department and TMAs of Tehsil Battagram and Allai are attached as annexure "E").*

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- c. That, the tribes living in Patwar Circle Paimal Sharif, Thakot, Barsar and Huttel Deeshan are different from the tribes living in Allai Tehsil. Both have their own culture, way of life and are having no similarity with each other. They are having no blood relations with each other.

*(List showing Tribes of Paimal Sharif and Allai is attached as annexure "F").*

- d. The above-mentioned Patwar Circles are totally dependent on Tehsil Battagram i.e. for Judiciary, Tehsil Administration (Assistant Commissioner, Tehsildar, Girdawar etc.) Tehsil Municipal administration, Education, Health, Business, markets, all day to day affairs are linked with PK-29 Tehsil Battagram. This can be ascertained from the census reports of 1998 and 2017 wherein the population of District Battagram has been increased in a

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very high range as the peoples from Allai and other are migrating day by day to Battagram, therefore, the delimitation so proposed is against the principles of law and nature.

- e. That, Paimal Sharif is directly linked through metalled road with Batagram and the distance is only 20 Kilometers taking 30 to 45 minutes. Whereas the distance between Paimal Sharif and Tehsil Allai Headquarter Banna is approximately 74 Kilometer taking 5 to 6 hours and if a voter has to go to Allai he will have to come to Battagram (20 Kilometer) and from Batagram to Thakot (27 kilometer) and from Thakot to Banna (Headquarter of Tehsil Allai) 29 Kilometer which is a zigzag small road between the mountains while the residents of Barsar, Hottel Deeshan of District Battagram will firstly approach by a cable car and a similar position is that of Bishkot/Barsar which always results into casualties on every occasion.
  
- f. That, in accordance with census of 1981 the population of Allai was 134955 and population of Batagram was 204164 so the difference of

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population between the two constituencies was above 20%. In 1981 Batagram was the Tehsil of District Mansehra even then at that time Allai was separate constituency and Batagram was separate constituency in the elections held in 1985, 1988, 1990, 1993 and 1997.

*(Copy of the relevant pages from census of 1981 is attached as annexure "G").*

- g. That, according to the census of 1998 the population of Tehsil Allai was 121852 and population of Tehsil Battagram was 185626 so the difference of population between the two constituencies was 20.89%. In the general Election 2002 as notified on 26.03.2002 the proposed delimitation of the constituencies and Patwar Circle Paimal Sharif was added in PK-60 Tehsil Allai, against which representation was filed which was accepted on 01.06.2002. *(Copy of the decision is attached as annexure "H")* and Paimal Sharif was retained with Tehsil Battagram PK-59 and the elections held in 2002, 2008 and 2013, Patwar Circle Paimal Sharif was the part of PK-59 Tehsil Battagram.

*(Copy of the relevant pages from the census of 1998 is attached as annexure "I").*

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- h. That, in accordance with census of 2017 the population of proposed PK-28 is 228886 and the population of proposed PK-29 Batagram is 247726. Population of Patwar Circle Paimal Sharif is 16915, now without the population of Patwar Circle Paimal Sharif the population of PK-28 Allai becomes 211971 and with the Patwar Circle Paimal Sharif, the population of PK-29 Batagram becomes 264641. If the Patwar Circle Paimal Sharif becomes the part of PK-29 the total difference between the two constituencies PK-28 and 29 falls down to 11% which is very low as compared to the previous difference which was more than 20%. According to proviso to rule-5 of the Election rules, 2017 variation of 10% population between two constituencies shall be ignored and the petitioner pray that Patwar Circle Battamori, Jesol Bazaar, Rajmeera and Shamlai be included in PK-28 where both the same tribes are residing and their common lands in both the constituencies, now Patwar Circle Battamori, Jesol Bazaar,

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Rajmeera and Shamlai are part of PK-29 while in the proposed plan, Thakot, Paimal Sharif, Huttel Deeshan, Bishkot Barsar have been proposed to be the part of PK-28, if, the proposal of the petitioner is honoured then the total difference between the population will be less than 05% of both the constituencies.

- i. That, the residents of Jeesol Bazaar, Battamori, Rajmeera and Shamlai have their landed properties in Allai and similarly, the residents of Allai have their own lands in the above-mentioned Patwar Circles wherein Patwar Halqa Jesol Bazaar is totally owned by the Khan of Allai while there is no similarity of culture, communication approaches, local customs in between the proposed delimitation of PK-28 with PK-29, therefore, the petitioner humbly pray that Patwar Circle Thakot, Paimal Sharif, Barsar and Huttel Deeshan be included in PK-29 Battagram-2 and the above-mentioned Patwar Circles i.e. Jeesol Bazaar, Battamori, Rajmeera and Shamlai be included in PK-28 Battagram-I.



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3. That, in the proposed delimitation PK-1, Chitral and PK-35 Torghar the population factor has been ignored due to their geographical location and administrative, communications problems.
  4. That, this Honourable commission can appoint commission for spot inspection of the geographical location and other factors of the above-mentioned villages and Patwar Circles.

.....PRAYER.....

**That in the light of above facts** and grounds it is suggested that Patwar Circle Paimal Sharif, Thakot, Barsar/Bishkot and Huttel Deeshan be retained in PK-29 and Patwar Circles Jesol Bazaar, Battamori, Rajmeera be included in PK-28.

*(The proposed Map is attached as annexure "J").*

**Dated 02.04.2018**



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