



BEFORE THE HONORABLE ELECTION COMMISSION OF
PAKISTAN, ISLAMABAD

Subject: **REPRESENTATION U/S 21(3) OF ELECTIONS**
ACT, 2017 READ WITH RULE 12 OF ELECTION
RULES 2017

Respected Submitted

1. That the petitioner Faisal Altaf Chohan son of Muhammad Altaf Chohan, resident of House No. NW-530, St. No. 03, Mohallah Raja Sultan Rawalpindi Holding CNIC No. 37405-9038054-5 and bonafide registered voter at serial No. 737 of PP-16 (old PP-11).
2. That the proposed delimitation of provincial seats of Punjab has been completed by the delimitation committee, which is impugned herein.
3. That the delimitation authority while delimitation of PP-15 and PP-16 has not take into consideration the laws and the facts and has done the same in a mechanical manner.
4. That the principle delimitation have been enumerated u/s 20 of the Election Act, 2017 which read as under:
"...20 **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 one constituency.
(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) is exceeded in an exceptional case, the commission shall record reasons thereof in the delimitation order."*

- 5. *That we can easily identify and enumerate the principle of delimitation which law provides to be complied with in its true letter and spirit while the process of delimitation of the electoral constituencies, so not only the candidates but also General Public / voters could be benefited, such principles are as under:*
 - a. *Public convenience*
 - b. *Geo Graphical compactness*
 - c. *Physical features*
 - d. *Distribution of equal population etc*

- 6. *That procedure of electoral constituencies has been provided under sub rule 3 to 5 of rule 10 of the Election Rules, 2017, which are as under:*
 - (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 the guidelines provided by the commission from time to time.*
 - (4) *The constituency for an Assembly shall not ordinarily extended 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 Tapedar Circle shall be the basic unit for delimitation and it 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.

7. *That delimitation committee while conducting the delimitation of constituencies which are PP-15 and PP-16 even did not bother to take into consideration the basics of delimitation and totally ignored the public convenience, physical features and Geographical compactness of the above mentioned provincial constituencies.*

8. *That as per proposed delimitation the following charges / circles are included in PP-15 and PP-16*

<i>PP-15 Rawalpindi-X</i>	<i>PP-16 Rawalpindi-XI</i>
<i>a. The following charges of Rawalpindi municipal corporation are included</i>	<i>a. The following charge of Rawalpindi municipal corporation are included</i>

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<p>i. Charge No. 17, ii. Charge No. 18, iii. Census circle No. 3, 4 and 5 of charge No. 19 iv. Charge No. 20 v. Charge No. 22 vi. Charge No. 23 vii. Charge No. 24 of district Rawalpindi. Total Population: 35,60,61/-</p>	<p>i. Charge No. 13 ii. Charge No. 14 iii. Charge No. 15 iv. Charge No. 16 v. Census circle No. 1, 2, 6 and 7 of charge No. 19 of District Rawalpindi. Total Population: 350,719</p>
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9. That while conducting the delimitation of above mentioned constituencies the delimitation committee totally ignored the physical compactness and convenience of public as well. The delimitation committee during delimitation process attached circle No. 1 of charge No. 17 which is D-Block on the ground with PP-15 and attached circle No. 7 and 6 of charge No. 19 with PP-16 which disturbed the geographical compactness. It is pertinent to mention here that Blocks i.e. F-Block, E-Block, D-Block are under the administration of Rawalpindi Development Authority and if D-Block i.e. circle No. 1 of charge No. 17 is attached with PP-15 it will create disturbance for administration of the area and also against the geographical compactness as well as circle No. 6&7 of charge No. 19 are far from the main area of PP-16.

10. That the following is the proposed delimitation of PP-15 and PP-16 is as under:

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- i. That the circle No. 1 of charge No. 17 (D-Block) included in PP-15 population of which is 10,066/- and if the circle No. 1 of charge No. 17 is to be attached with PP-16 it will be more convenient for general public and for RDA as well for the administration purpose. It is pertinent to mention here that F-Block, E-Block are already within the limits of PP-16.
 - ii. That Circle No. 6 and 7 of charge No. 19 are included in PP-16, total population of which is 23,913. The mentioned circles of charge No. 19 are fully attached with PP-15 and if the above mentioned circles of charge No. 19 are to be attached with PP 15 then it will be more compact in shape and more convenient for General Public as well. It is pertinent to mention here that the above mentioned proposed delimitation will not effect the delimitation of constituency of National Assembly.
11. That after the above mentioned proposed delimitation the total population of PP-15 will be 3,69,208 and PP-16 will be 3,36,872. It is pertinent to mention here that the above mentioned proposed delimitation will not effect the other provincial constituencies of the district Rawalpindi and the same is practicable as well. It will not be out of place to mention here that the above mentioned proposed delimitation will not disturb the limit of population and both the constituencies will be more geographically compact in nature.

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12. That the above mentioned proposed delimitation will be more suitable for administration.
13. That the delimitation proposed by the delimitation authority is against the recognized principles of delimitation, including the principles of Geographical compactness, boundaries of administrative units, facility of communitarian and public convenience.
14. That the provisions of the Election of Act 2017 and rules made there-under have been flagrantly violated by the delimitation authority while doing the delimitation of above mentioned constituencies.

It is therefore most humbly prayed that the above mentioned proposals may kindly be considered on merits and delimitation done by the delimitation authority may kindly be set aside and PP-15 and PP-16 may kindly be adjusted as per proposed delimitation suggested by the applicant in Paras No. 10 and 11 of the instant representation.

Any other relief which this Honorable Court deems fit and proper may also be awarded.

Applicant
(In person)

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