BEFORE THE SECRETARY ELECTION COMMISSION OF PAKISTAN

Objection petition No. _____ /2018

1. Qamar Zaman S/o Fateh Muhammad, R/o Jagta, P.O. Khas, Tehsil & District Jhelum.
2. Arshad Mehfooz S/o Farman Ali, R/o R/o Chak Mehnda, P.O. Khas, Tehsil & District Jhelum.
3. Ghulam Abbas S/o Muhammad Yousuf R/o Nakka Khurd, P.O. Khas, Tehsil & District Jhelum.
4. Mirza Muhammad Azam S/o Pehlwan Khan, R/o Warha Ahmed, P.O. Jamarghal, Tehsil & District Jhelum
5. Muhammad Shafaat S/o Bahadur Khan, R/o Chak Mehnda, P.O. Khas, Tehsil & District Jhelum.

.....Objector

REPRESENTATION/ OBJECTION UNDER SECTION 21(3) OF THE ELECTION ACT, 2017, R/W R. 11(4) OF ELECTION RULES, 2017 REGARD DELIMINATATION OF PROPOSED CONSTITUENCY NO. PP-26 AND PP-27 IN DISTRICT JHELUM.

Respectfully stated as under:-

1. That, the petitioners are registered voters of proposed constituency No.27. (The copies of voter list issued by the election office Jhelum is annexed as "A")
2. That, the election commission of Pakistan in pursuance of its duties as prescribed by law initially had issued preliminary report of draft proposals for the de limitation of constituencies.

3. That, the office of election commission of Pakistan invited the constituents to file a representations/objections vide notification dated 05-03-2018 hence this petition inter alia on the following:

G R O U N D S

i. That, the principles laid down as reflected in the impugned report are grossly ignored while constituting the constituencies no. PP-26 and PP-27.

ii. That, there are four Tehsil in district Jhelum, namely, Sohawa, Dina, Jhelum and Pind Dadan Khan, it is important to note here that only one Tehsil namely Dina was divided, whereas, the other three Tehsil remained compact except with little variation in PP-26 where two Patwar Circles i.e. Chotala and Mamian of QH Jehlum-II and QH Dara Pur were excluded from PP-26 and were included in PP-27.

iii. That, the following PCs of QH Dara Pur are excluded from PP-26 without keeping in view the geographical locations, public conveyance, access and approachability.

a) Pind Sweeka No.1
b) Pind sweeka No.2
c) Nakka kallan
d) Chakri
e) Chak Mehmenda
f) Jagta
g) Nara

iv. That, in lieu of inclusions of 7 PCs stated in Para supra in PP-26, it could safely be adjusted the two other PCs (PC Gurha and PC Raju Pindi) of QH Daryala from PP-26 to PP-25.

v. That, the adjustment suggested, in two Para supra, the principle of compactness, conveyance and geographical locations would be best served.

vi. That, on contrary to the principles laid down in the delimitation report, the PC Gurha and PC Raju Pindi are included in PP-26 where as both the PCs are naturally aliened with PP-25.

vii. That, the proposed addition and deletion in para supra are aligned with the principles of delimitation as prescribed in the impugn report.

viii. That, substantive contents of this petition, the petitioners remain sanguine that in order to prove a good prima facie case the confidence inspiring evidence has been produced by the petitioners in this petition and the ECP will after reading this petition perceive and understand the bona fide of the petitioners inter alia on the strength of the following

a. The Impugn report does not contain any spec of legal reasoning, which is therefore erroneous and not sustainable in the eyes of the law.

b. The delimitation committee mis-constructed the matter in complete departure with law and did not avert to the procedure for the delimitation of constituency provided under the law and proceeded to pass whimsical proposal, the impugn report, thus committing illegality, hence the instant objection.

c. That, due to proposed adjustment, there is no serious difference in the population could occur.

d. There are material errors, irregularities and illegalities found in the exercise of function of committee which shows the whole exercise to be tainted with professional dishonesties

floating on the surface of the proposal challenged under this petition, which is liable to be set aside.

e. The delimitation committee erred in law in proposing the impugn report as the valuable rights of the petitioner are involved in the case, which could not denied for whimsical reasons and substantive loss may occur to the petitioners if this petition is not accorded with, hence, the petition merits admission.

f. Keeping in view the sanctity of the matter, the verification above omission shall have no bearing on the quota per seat bench mark, however, it has bearing on the constitutional and democratic right of the inhabitant of the constituency.

WHERE FORE, it is respectfully prayed that the instant petition may kindly be allowed and delimitation of the PP-25 and PP-26 may kindly be rectified in terms:

i. Seven (7) PCs (as stated in Para iii of grounds) of QH Darapur be excluded from the PP-27 and be included in PP-26.

ii. Two PCs of QH Dharyala as mentioned in the body of petition be excluded from the PP-26 and included in PP-25.

Any other relief which this office considers appropriate may kindly be awarded to the objector in the interest of justice.

فقط زبان

Objectors

Through

ADNAN BASHIR CHAUDHARY
Advocate H.C.

CH ABDULLATIF
Advocate H.C.