

*Ho*  
3

**BEFORE THE SECRETARY ELECTION COMMISSION OF PAKISTAN**

Ch Muhammad Riaz Ex MNA, Ex-Provincial Minister Punjab , r/o Takia Rahimshah Gujar Khan ,District Rawalpindi.

**REPRESENTATION UNDER SECTION 20 & 21 OF THE ELECTION ACT, 2017**  
**(ACT NO. XXXIII OF 2017) READ WITH RULE 10 & 12 OF THE ELECTION RULES,**  
**2017 AGAINST PREMIMINARY DELIMITATION REPORT OF PP-8,PP-9 and 10.**

Respectfully submits that:-

The undersigned is a notable politician of District Rawalpindi and had been former Minister, Punjab and member of National Assembly of Pakistan for several times as well and is registered as voter at Sr. No 659 in Electoral block No 121090405 Mohallah Takia Rahim Shah , Gujarkhan falling in Constituencies NA.-58 and PP-9 of Gujarkhan Tehsil ,District Rawalpindi .respectively, thus is entitled to file this representation/proposal on account of serious drawbacks and unfair , unequal and biased delimitation of constituencies carried out by the delimitation committee published vide notification No. F8(3)/2018 Dated 5 March 2018. on following grounds.

The population of Rawalpindi district is 5405633 .

- The district has got a share of 7 NA seats and 15 PA seats respectively for its representation in both Assemblies.
- The district had earlier 7 seats in NA and 14 in PA (1 NA each comprising 2 PA)
- No major change was required in the former extents of constituencies except for a modest adjustment of population in each existing constituency in a way to create an additional PA seat for Rawalpindi district instead of rebuilding the entire structure of constituencies. As a result thereof the integrity of Gujarkhan tehsil has been torn disrupted and in to peices with drastic changes in the extent of former boundaries of constituencies may be unintentionally but in favour of contrary forces, ignoring violently the principles of delimitation Laid down under the relevant law causing a great damage to my area of representation against.
- the law requires that

"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

4

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."

- it appears that none of the aforementioned principles of delimitation has been followed by the delimitation Committee charged with delimitation task. However, it is appreciated that the Committee seriously heeded to the rule (5) of Delimitation Rules (without anticipating the consequences), which reads as under:-

"(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".

But unfortunately strict adherence and faithful observance of aforementioned rule lead to damaging collision of the spirit of the rule itself with the Principles of delimitation producing the following drawbacks in the new constituency plan which are being pointed out as under:-

**1. Unequal distribution of Population.** The following table showing a comparison of distribution of population is appended below, which is self explanatory and needs no comments .

| Comparison of Notifide and proposed allocation of population of constituencies |          |       |          |
|--|----------|-------|----------|
| Constituency No  | Notifide |       | Proposed |
| PP-6   | 352783   |       | 352783   |
| PP-7   | 358315   |       | 372534   |
| PP-8   | 350413   |       | 338416   |
| PP-9   | 342909   |       | 340087   |
| PP-10  | 367139   |       | 385757   |
| PP-11  | 353874   |       | 383158   |
| PP-12  | 380103   |       | 380103   |
| PP-13  | 327810   | -10%  | 372713   |
| PP-14  | 355277   |       | 334411   |
| PP-15  | 356061   |       | 349153   |
| PP-16  | 350719   |       | 333912   |
| PP-17  | 408119   | 13%+  | 378101   |
| PP-18  | 410068   | 14% + | 329941   |
| PP-19  | 340552   |       | 389746   |
| PP-20  | 351491   |       | 364818   |
|  | 5405633  |       | 5405633  |

*Das*

It appears from the above table that remarkable population difference of 10% or more can be observed in case of constituencies No PP-13 , PP-17 and PP-18. The apparent cause of this imparity in distribution of population has occurred only due to heading from north to East without having regard of maintaining the administrative boundaries. The respected members of the delimitation Committee equipped with the full resources although exerted too much but failed to achieve the target of equal distribution among the constituencies, which could have been done with more efforts.

2. Administrative units is a pre-requisite for delimitation of constituencies but all the administrative units have been pronged in to different constituencies, unwontedly.

3. Geographic compactness. The areas assigned to the constituencies are not compact and contiguous.

4. Physical feature. Areas having different feature have been tagged in constituencies.

5. Means of Communication Means of communications in the constituencies have been totally ignored

The instances of such grave violation of principles of delimitation are given hereunder:-

a. Gujerkhan Tehsil which has been bifurcated in to 3 Provincial Assembly constituencies i.e PP-8 , PP9, PP 10 to dissolve its status of having 2 seats independently without any hindrance.

b. Kallar Sayyadan QH of Kallar Sayydan Tehsil has the identical features of Rawalpindi Tehsil and formerly had been a part of PP-5, which has now been restructured as PP-10 but said QH has been tagged to PP-6 Rawalpindi-II ,and a former part of PP-2 since decades i.e., Choha Khalsa which is not geographically linked with Gujerkhan and is extended in north up to Kahuta tehsil has been assigned to PP- 8. The Committee failed to observe the Geographic facts in allocation of areas.

• Marked map showing the areas assigned to the constituency do not match with the textual description given in the notification, like as

1. Patwatr Circle Noor Dolal of Mandra QH of Gujerkhan tehsil is marked in map as part of NA-57 Rawalpindi-I and PP-7 Rawalpindi -II respectively.

2. Sukho QH of Gujarkahn tehsil has been excluded from its mother administrative unit and merged in to pp\_ 10 of Rawalpindi tehsil and NA-59 by bifurcating an administrative unit against the law ,which fulfills all the criteria to be retained in NA-58 and having 2 independent PP seats .

3. Patwar Circle Bandoot of Jatli QH of Gujerkhan tehsil has been shown in marked map as part of constituency No PP-10, but not mentioned in the notification.

4. In PP-8 Karsal and Qutbal at b)iii need to be corrected as Kasal and Kutwal in PP-8

5. In PP-10 at b) Sakho QH needs correction as Sukho

6. In PP-11 at(b) iii is Chahan instead of Chohan

7. In PP-13 & 14 Kotha Kallan has been mentioned as Kotha Kallar

8. In PP-20 at (c) Chaklala PC-I has been mentioned as Chaklala QH-I as this a single QH.

### GROUNDS

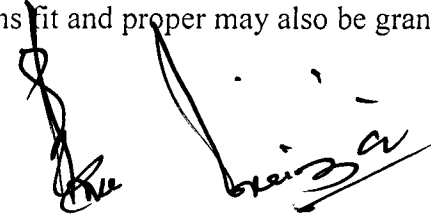
- I. That in conducting the delimitation of constituencies of PP-8 and PP-9 the provisions of the Act XXXIII, 2017 as well as the Rules framed there under is ignored.
- II. That the Gujarkhan tehsil with a population of 678503 qualifies under the rule 10 for 2 seats with a mere variation of 6% below the quota against 10% permissible variation under the rules if the proposed delimitation is finalized and not brought to proper position then the population of above tehsil will definitely face hindrance and difficulties in their representation.
- III. That it is reiterated that the proposed delimitation to the extent of exclusion of the areas of Sukho QH great inconvenience and hardship in selection of their representative during election as it will always be in lack of interest and of hardly any importance to either side (i.e. the elector and the voters). Resultantly the true representation by excluding the same will always be defective and neglected which is obviously against all norms of democracy and obviously against the relevant provisions of the constitutions of the Islamic Republic of Pakistan, 1973 thus, clearly the public convenience and other cognate factors to ensure homogeneity in creation of constituencies as is the basic principle laid down in Section 20 of Act XXXIII of 2017 and the rules framed there under are therefore not considered at all and similar position in case of proposed exclusion of Sukho Qh from Gujarkahn tehsil.
- IV. That the population of Gujarkhan tehsil and political elite both have unanimously decided that they are not willing to include in 10 or any attachment with PP-8 because of the above mentioned hindrances and hardships to be faced by the population in future in case they are included in said constituencies.

- 7
- V. That if the proposed delimitation is finalized, it would create great hardship to the public and cause them inconvenience. Because the police stations, post offices, public health, drinking water supply, basic health units, revenue circle of above mentioned QH all lie in Gujarkhan.
- VI. That any other additional grounds will be raised at the time of arguments with the prior permission of this Honorable Forum.

**Suggestions:**

A revised proposal for delimitation of all the constituencies for the entire district as required under the or law is suggested for consideration under the relevant laws with the request to set aside the delimitation proposed by the Delimitation Committee and proposal submitted by the undersigned may garciously be ordered to be implemented for the sake of democratic values,

Any other relief which this honourable forum deems fit and proper may also be granted.



Ch Muhammad Riaz

Ex MNA, EX Provincial Minister

CNIC# 61101-7434513-1

Vote No 659 Block No 121090405

Takia rahim Shah

Gujar Khan

Distric Rawalpindi

0321.5171186