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**BEFORE THE HONOURABLE ELECTION  
COMMISSION OF PAKISTAN**

Representation No. \_\_\_\_/2018

Muhammad Nawaz son of Zulfqar Ali CNIC No. 33100-967849-9, Resident of Zia Town Chak No. 204, Rub Sant Pura Bawa e Wala, District Faisalabad.

....Applicant

**REPRESENTATION UNDER SECTION 21 OF THE ELECTION ACT 2017 (THE ACT) READ WITH RULE 12 OF THE ELECTION RULES, 2017 (THE RULES) AND ALL OTHER ENABLING PROVISIONS OF LAW, AGAINST**

- i. **DRAFT LIST OF DELIMITATION OF CONSTITUENCIES PARTICULARLY IN RESPECT TO PP-112, FAISALABAD AND GENERALLY RESPECTING THE PROVINCIAL ASSEMBLY CONSTITUENCIES OF THE DISTRICT FAISALABAD, PROVINCE OF PUNJAB.**
- ii. **THE ELECTION COMMISSION OF PAKISTAN'S REPORT VIDE NOTIFICATION OF 05-03-2018**

Respectfully Sheweth,

**A. PRELIMINARY OBJECTIONS**

1. That the Applicant is resident of District Faisalabad and is enrolled as voter in the electoral rolls of;-
  - i. The Provincial Assembly constituency now numbered PP-112 District Faisalabad
2. That the Election Commission of Pakistan (the ECP) got published the preliminary proposals for delimitation of Provincial Assembly constituencies in the form of Form-5 of the (the Preliminary Proposal) along with the ECP's Report dated 05-03-2018 (The ECP's report) for information of the general public in terms of Rule 11 of the Rules.

3. That, however, the District wise maps of the proposed constituencies of the National and Provincial Assemblies (based on the Preliminary Proposal and the ECP's Report) were uploaded on the ECP's web site Ten (10) days later i.e. on 15-03-2018. The map for the Provincial Assemblies falling within District Faisalabad were also up loaded on the ECP's website on the same day (the Map's).

4. That the limitation period prescribed for filing of a representation under Rule 12(1) of the Rules read with Section 21(2) of the Act is a period of thirty (30) days from the date of publication of the preliminary proposal and the ECP's Report under the aforesaid provisions of the law. The said report ends on 03-4-18. Hence the instant Representation in the form of a memorandum is being filed within the prescribed limitation period.

5. That it is respectfully averred;-

- i. That the applicant was enrolled as voter from District Faisalabad on the electoral rolls of bearing No. PP-112 respectively under the Scheme of Delimitation-1970
- ii. That from 1971 uptil prior to the 2002 General Elections, of Seven (07) general elections of National and Provincial Assemblies respectively were held on the basis of the aforesaid Scheme of Delimitation-1970.
- iii. That in 2002, vide ECP's Notification dated 28-06-2002 (available on ECP's website), the

vii. That it is respectfully averred that it was upon the perusal of the preliminary proposal, the ECP's report and delimitation Maps issued by the ECP for District Faisalabad (herein after collectively referred to as the "Scheme of Delimitation-2018) that the applicant realized that repercussions of the same on him, his community and the rest of District Faisalabad

viii. That under the Scheme of Delimitation-2018 the applicant would be enrolled as a voter on the electoral rolls of the Provincial Assembly constituency bearing No. 112 Faisalabad 16.

6. That it is most respectfully averred that the applicant is aggrieved by the Scheme of Delimitation-2018, including the Preliminary Proposal, the ECP's Report as well as the Maps vis-à-vis the Provincial Assembly constituencies of the District Faisalabad, inter alia on the following grounds;-

GROUNDS

1. That while preparing the list comprising of proposals of Fresh delimitations for provincial assemblies in District Faisalabad especially proposed constituencies PP 111, 112, 97, 98, it is respectfully submitted that relevant delimitation committee failed to adhere to the fundamental and mandatory principles and procedures enshrined in the Act and Rules, in letter and spirit, hence the dire need to revisit the said delimitation proposed by this Honourable Court

commission. Furthermore, the proposed delimitation list 2018 appears to be in violation of conflict with Article 51 and 106 of the Constitution of Pakistan 1973 as it appears that the entire province of Punjab has not been taken as one constituency.

2. That thorough consideration ought to have been given to the fact that since 1971 to the present delimitation, the geographical boundaries for the Provincial Assembly seat.
3. That while preparing delimitation report for the proposed constituency PP-112 included charge No. 23 which comprising upon 2 and ½ union councils with the population of 64000/- and in between charge No. 23 a signal free Expressway and a kanal is also leading which is great inconvenience to the people and inhabitants of charge No. 23 and thus the delimitation committee ignored the geographical compactness, public convenience and historical boundaries, so for the public convenience the area of charge No. 23 be adjusted into PP-111.
4. That the Delimitation Committee also lost sight of the fact that the compactness of Patwar Circle/ chak/ No. 209 which is included in PP-99 as a Patwar circle having geographical compactness with PP-112 as the said patwar Circle has no historical linkage with PP-99 and has been wrongly included, as a matter of common sense

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same fails to follow the principles of Delimitation contained therein. In this regard, it may be noted that Section 20 of the Act requires ECP to have regard, inter alia to the "Distribution of population" in geographically compact areas and other cognate factors to ensure homogeneity in the creation of constituencies.

Therefore, the scheme of delimitation 2018 guarantees heterogeneity and division instead of homogeneity in the delimitation of constituencies in District Faisalabad, which would have devastating and far-reaching consequences for the settled urban and rural populations of District Faisalabad. It is thus averred that the scheme of delimitation 2018 is in violation of Section 20 of the Act and constitution and is liable to be set aside and conducted afresh in view of applicant's proposal below.

#### APPLICANT PROPOSAL

1. That it is respectfully averred that having regard to logistical, political, economic, agricultural, geographical, ethnic, linguistic and social factors enumerated in the Grounds above, and in view of Section 20 of the Act and Rule 10 of the Rules, the applicant hereby makes the following alternative proposal for the delimitation of the Provincial Assemblies constituencies of District Faisalabad.
2. That applicant hereby makes the following proposal for the delimitation of the provincial

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assembly constituencies of PP- 111, 112, 97, 99 of District Faisalabad in view of the Act and the Rules. In this regard, it may be noted that the applicant's said Proposal for the delimitation of the Provincial Assembly constituencies of District Faisalabad.

- i. Is based, as nearly as possible, on the scheme of delimitation 1970 for District Faisalabad
- ii. Keeps in view the historical, logistical, political geographical, economic, agricultural, ethnic, linguistic and social features (as adverted to above)
- iii. Does not break any Patwar Circle
- iv. Ensures that population among the constituencies of an Assembly shall remain as close as may be practicable to the quota i.e. a population of around 383,888/- as per constituency
- v. Does not violate Section Proviso to Rule 10(5) of the Rules whereby the population between two and more constituencies shall not ordinarily exceed Ten (10) percent

Applicant proposal for delimitation of Provincial Assemblies constituencies of District Faisalabad

Sr No.	Number and name of proposed constituency	Names of the areas included in the proposed constituencies of the provincial assemblies for District Faisalabad
1	PP-111	Charge No. 17,18,19,20,21,22,23
2	PP-112	Charge No. 27,28,29,30,32,25,PC, Chak No. 198,RB and 209 RB.

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3	PP-97	<p>(a).Chak Jhumra, (b).QH CHak Jhumra Tehsil Chak Jhumra  (c). QH Gattwala of Faisalabad Saddar Tehsil excluding the following PCs:-  i. Chak No. 003/JB,  ii. Chak No. 048/JB  iii. Chak No. 006/JB  iv. Chak No. 114/JB  v. Chak No. 115/JB and  vi. Cahk No. 198/RB.of Faisalabad District and Charge No. 19</p>
4	PP-99	<p>(a) Khurianwala MC,  (b) The following QH of jaranwala Tehsil  i. Awagat  ii. QH Khurianwala excluding following PCs.  1. Chak no. 72/RB  2. Chak no. 73/RB  3. Chak no. 100/RB  4. Chak no. 103/RB  5. Chak no. 104/RB  6. Chak no. 106/RB  7. Chak no. 149/RB  c. the following PCs of Faisalabad Saddar-I QH of Faisalabad Saddar Tehsil:  i. <del>Chak No. 209/RB Addl and</del>  ii. Chak No. 228/RB of Faisalabad District and Chak No. 197 RB</p>

3. That the applicant's proposed delimitation map confirming with the applicant's aforesaid proposal for delimitation of the provincial assembly constituencies of District Faisalabad is also attached herewith as Annexure \_\_\_ which annexure may be considered as an integral part of this representation.

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PRAYER CLAUSE:-

In view of above, it is respectfully prayed as follows;

- (a) That the applicant Representation may kindly be accepted.
- (b) That the applicant's proposal for the delimitation of Provincial Assemblies constituencies of District Faisalabad may kindly be accepted
- (c) That the Scheme of Delimitation 2018 for District Faisalabad may kindly be conducted afresh keeping in view the grounds advanced by the applicant as well as the applicant' proposal.

Applicant

Muhammad Nawaz son of Zulfqar Ali CNIC No. 33100-967849-9. Vote No. 38, Block Code 149270801, Faisalabad.

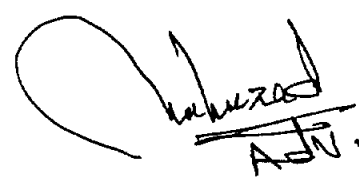
Through

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