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**BEFORE THE WORTHY SECRETARY ELECTION COMMISSION OF
PAKISTAN**

Representation No. ____/2018


**REPRESENTATION UNDER SECTION 21 (2) OF THE ELECTION ACT, 2017
ON BEHALF OF:**

**RAZA ULLAH KHAN SON OF MUSHTAQ AHMAD, RESIDENT OF CHAK NO.
12/A.H, TEHSIL & DISTRICT KHANEWAL**

**REGARDING DELIMITATION OF PP-205 KHANEWAL-III, PP-206
KHANEWAL-IV, PP-203 KHANEWAL-I AND PP-209 KHANEWAL-VII.**

Respectfully Sheweth;

1. That the Applicant is an Agriculturist by profession. He is resident of Chak No. 12/A.H, Tehsil & District Khanewal which falls within limitations of PP-205, Khanewal-III. His vote is registered at Silsala No. 82, Census Block Code No. 220050503, Electoral Area Chak No. 12/A.H, Tehsil & District Khanewal.
2. That the Election Commission of Pakistan after conclusion of the Census and publication of its preliminary results carried out the exercise of Delimitation and redrew the boundaries of National and Provincial Assemblies in Punjab. The redrawing of boundaries and the Preliminary Report of Delimitation under **Section 21 (1) of the Election Act, 2017** was published by the Election Commission of Pakistan on 05/03/2018. On the said date the Honourable Election Commission published the preliminary report and the list of constituencies, in respect of National Assembly and Provincial Assemblies. The Honourable Election Commission in order to determine the populace for each of the constituency, has set the quota as **370, 429** persons per constituency for the province of Punjab.
3. That as a result of the Preliminary Delimitation mentioned herein above, Draft List of Constituencies has been published by the Election Commission of Pakistan. As per Preliminary List of Constituencies District Khanewal has been delimited in 8 constituencies for Provincial Assembly i.e. PP-203 Khanewal-I to PP-210 Khanewal-VIII. The list of these constituencies, their extent and population is attached as **ANNEXUR-A** Whereas Marked Map of District Khanewal is attached as **ANNEXURE-B**.
4. That the Applicant seeks kind indulgence of this Honourable Commission and prays for amendment, alteration and modification of the geographical boundaries of preliminary constituencies PP-205 Khanewal-



III, PP-206 Khanewal-IV, PP-203 Khanewal-I & PP-209 Khanewal-VII
inter-alia on the following;

GROUND:

- i. The Honourable Election Commission, while carrying out the exercise of Delimitation has ignored the cardinal principals, as enunciated under **Section 20 of the Election Act, 2017** read with **Rules 10 & 12 of the Election Rules, 2017** along with catena of dictums laid down by the Superior Courts of the Country.
- ii. The physical features and existing boundaries of the administrative units have also been ignored by the Election Commission, while carrying out the exercise of Delimitation with regard to PP-205 Khanewal-III, PP-206 Khanewal-IV, PP-203 Khanewal-I & PP-209 Khanewal-VII.
- iii. The draft constituencies of PP-205 Khanewal-III, PP-206 Khanewal-IV, PP-203 Khanewal-I & PP-209 Khanewal-VII, as proposed in the Preliminary Report of Delimitation dated 05/04/2018, are also in negation and contradiction of the other cognate factors and homogeneity of the areas included in the said constituencies.
- iv. The existing boundaries of the administrative units in PP-205 Khanewal-III, PP-206 Khanewal-IV, PP-203 Khanewal-I & PP-209 Khanewal-VII, have also been ignored by the Honourable Election Commission of Pakistan. The facilities of communication and public convenience have also been disregarded, while delimiting, delineating and drawing up the boundaries of the aforesaid constituency. The residents of the said areas will face a lot of difficulty in accessing the representative institutions of their Tehsils.
- v. The Election Commission has also not been properly apprised that Qanoongois and Patwar Circles of PP-205 Khanewal-III, PP-206 Khanewal-IV, PP-203 Khanewal-I & PP-209 Khanewal-VII have been arranged in such a manner that if the present arrangement of Delimitation remains intact and is not amended, altered and modified, the residents of the

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said constituencies will face severe difficulty to get their grievances redressed and access facilities of communication and public convenience.

- vi. The Delimitation carried out by the Election Commission also ignored the cardinal principal of geographically compact area.
- vii. The constituencies of PP-205 Khanewal-III, PP-206 Khanewal-IV, PP-203 Khanewal-I & PP-209 Khanewal-VII as proposed in the Preliminary Report of Delimitation dated 05/04/2018 is unbalanced, uneven and erroneous for the added reason that fundamental principal of facilitating the public at large, bringing governance to the doorstep of common people and instantaneous resolution of their issues. The present arrangement if remained intact and not amended, altered and modified by keeping in view, the geographical compact areas, existing boundaries for administrative units, facilities of communication and public convenience and last but not the least homogeneity will not only lead to inconvenience of the voters/residents but will also result in gerrymandering.
- viii. The following amendments, alteration and modification are necessary to make the delimitation of the constituencies of PP-205 Khanewal-III, PP-206 Khanewal-IV, PP-203 Khanewal-I & PP-209 Khanewal-VII balanced, even, in line with the principles of delimitation as envisaged in the **ACT** and **RULES**:
 - a) According to notification No. SOR(LG)46-37/2013(Khanewal) issued by Secretary, LG & CD Department, Government of Punjab dated 01-01-2015 Revenue Estate Chak No. 168/10-R had been made part of the Municipal Committee Khanewal and according to preliminary delimitation Municipal Committee Khanewal is part of PP-206 Khanewal-IV and NA-151 Khanewal-II.
 - b) PC Khanewal is part of Khanewal-I QH of Khanewal Tehsil and consists of Chak No. 168/10-R, and Chak No. 88-A/10-R. It transpires from the preliminary delimitation that PC Khanewal (Chak No. 168/10-R & Chak No. 88-A/10-R) has been included in the PP-209, Khanewal-VII and NA-153 Khanewal-IV.

- c) No population can be included in two constituencies at the same time. Area of Chak No. 168/10-R has been divided in 23 Census Blocks and two wards of Municipal Committee Khanewal. Inclusion of Chak No. 168/10-R in PP-209 Khanewal-VII is patent illegality as it is part of Khanewal MC which falls in PP-206 Khanewal-IV, NA-151 Khanewal-II and cannot be included any other constituency.
- d) When Chak No. 168/10-R is part of PP-206, NA-151, then Chak No. 88-A/10-R could not be bifurcated from Chak No. 168/10-R and included in a constituency other than PP-206, NA-151 as both these Chaks i.e. 168/10-R and 88-A/10-R are part of PC Khanewal and according to Rule 10(4) of the Election Rules 2017 Patwar Circle is the basic unit for delimitation and it cannot be broken under any circumstances. It is, therefore, proposed that whole PC Khanewal (consists of Chak No. 168/10-R and Chak No. 88/10-R) be included in PP-206/NA-151 to ensure the convenience of the residents of this PC as well as observance of the principles of delimitation enshrined in the **ACT** and **RULES**. The copy of Notification dated 01-01-2015 is attached as **Annexure C**, and copy of 'Result of Population and Housing Census' regarding PC Khanewal is attached as **Annexure D**.
- e) Chak No. 19/V is part of PC Chak No. 16/V, QH Khanewal Kohna of Khanewal Tehsil which consists of Chak No. 16/V, Chak No. 17/A.H & Chak No. 19/V. As per Preliminary Delimitation this PC has been included in PP-205, Khanewal-III.
- f) According to Notification No. SOR(LG)46-37/2013(Khanewal) issued by Secretary, LG & CD Department, Government of Punjab dated 01-01-2015 some area of Revenue Estate Chak No. 19/V (Square No. 1 to 16) had been made part of the Municipal Committee Khanewal and according to preliminary delimitation Municipal Committee Khanewal has been included in PP-206 Khanewal-IV. When according to Election Rules, Patwar Circle cannot be broken in any circumstances, then whole PC Chak No. 16/V (Chak No. 16/V, Chak No. 17/A.H & Chak No. 19/V) should be included in PP-206 so it is proposed accordingly. The copy of 'Result of Population and Housing Census' regarding PC Chak No. 16/V is attached as **Annexure E**.
- g) PC Bherowal consists of Bherowal and Hayat Pur. This PC is part of QH Khanewal Kohna and according to the Preliminary Delimitation QH Khanewal Kohna excluding PC Nanak Pur has been included in PP-205. It is respectfully submitted that both the villages of PC Bherowal i.e. Bherowal and Hayat Pur are not adjacent to any area fallen in limits of PP-205 from any side instead it is surrounded by

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areas of PP-206. It is therefore proposed that PC Bherowal may be excluded from PP-205 and included in PP-206. The copy of 'Result of Population and Housing Census' regarding PC Bherowal is attached as **Annexure F**.

h) Same is the position with PC Jalil Pur of QH Bagar, Tehsil Kabirwala. This PC has been included in PP-203 Khanewal-I, NA 150 Khanewal-I. The Revenue Estates fallen in this PC i.e Hussain Abad Sani, Jalil Pur, Muhammad Pur Otar and Noonan Wala are not adjacent to any area fallen in limits of PP-203, NA-150 rather this PC is surrounded by the areas of PP-206, Khanewal-IV/NA-151, Khanewal-II. It is therefore respectfully proposed to exclude PC Jalil Pur from PP-203 Khanewal-I, NA 150 Khanewal-I and to include it in PP-206, Khanewal-IV/NA-151, Khanewal-II. The copy of 'Result of Population and Housing Census' regarding PC Jalil Pur is attached as **Annexure G**.

i) The applicant proposes amendments in all provincial constituencies of District Khanewal in order to comply with the principles of Delimitation including but not limited to distribution of population in geographically compact areas, physical features, existing boundaries of administrative units, facilities of communication and public convenience along with other cognate factors to ensure homogeneity in the creation of constituencies.

The constituency wise detail of Population (as per Preliminary Delimitation and as Proposed by the applicant) is attached as **ANNEXURE-H** Whereas **PROPOSED MAP** of Provincial Constituencies of District Khanewal is attached as **ANNEXURE-I**.

5. That the residents of the constituencies PP-205 Khanewal-III, PP-206 Khanewal-IV, PP-203 Khanewal-I & PP-209 Khanewal-VII are entitled to proper representation in the Punjab Assembly by adhering to the principals stipulated in the **Section 20 of the Election Act, 2017**.

6. That the residents/voters of the area are also apprehensive of the proposed constituencies of PP-205 Khanewal-III, PP-206 Khanewal-IV, PP-203 Khanewal-I & PP-209 Khanewal-VII, as they will suffer as result of the same and the issues/difficulties being faced by them will increase and remain unattended. They will virtually be unrepresented in the Punjab Assembly.

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PRAYER

IT IS, THEREFORE, MOST RESPECTFULLY prayed that the Honourable Commission may very graciously be pleased to accept the Representation and amend, alter and modify the constituencies of PP-205 Khanewal-III, PP-206 Khanewal-IV, PP-203 Khanewal-I & PP-209 Khanewal-VII, as per the spirit of the **Section 20 of the Election Act, 2017 read with Rules 10 & 12 of the Election Rules, 2017.**


Applicant

Through



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