

①

[Signature]

BEFORE THE SECRETARY ELECTION COMMISSION OF
PAKISTAN, G-5/2, CONSTITUTION AVENUE, ISLAMABAD.

Petition No. _____ /2018

Rana Muhammad Yousaf Khan S/o Muhammad Habib
Khan, Caste Rajput, R/o Chak No. 92/15-L, Tehsil
MianChannu, District Khanewal. *03006899892*
.....Petitioner

**OBJECTION PETITION FOR AMENDMENT /
ALTERATION AND MODIFICATION IN THE
CONSTITUENCY PP-208, PP-207, MIAN CHANNU,
PP-206, PP-209 KHANEWAL, N.A-152,
MIANCHANNU, N.A-151 KHANEWAL, N.A-153
TEHSIL KHANEWAL, DISTRICT KHANEWAL
PUNJAB, U/S.22 OF THE ELECTION ACT. 2017
READ WITH ALL OTHER ENABLING PROVISIONS
OF LAW AND RULES ON THE SUBJECT.**

RESPECTFULLY SHEWETH AS UNDER,

1. With reference to notification No. F.8(3)/2018-elec-1 dated 5th March, 2018 whereby, honourable Commission will hear and decide the objections/ representations under sub-section (4) of Section 21 of the Elections Act, 2017 in connection with preliminary list of National and Provincial Assembly constituencies of Pakistan.

- 2
2. That the criteria for delimitation of National and Provincial Assembly constituencies is laid down in sub-section (1) of Section 20 of the Elections Act, 2017 is as under :-

“ all constituencies for general seats shall, as far as practicable, 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”

3. Although, while delimiting the constituencies of National and Provincial Assembly of district Khanewal, to large extent, the principles of delimitation have been kept in view by the Election Commission of Pakistan. But the possibility of human error cannot be ruled out. In case of PP-208, PP-209 Mian Channu & Khanewal of District Khanewal, the criteria, meant for delimitation, has been overlooked.
4. That the petitioner Rana Muhammad Yousaf Khan is voter of proposed constituency PP-208 being resident of Chak No.92/15-L, Tehsil Mian Channu, District Khanewal, Shumariat Block Code 22204013, Silsila No.146 with CNIC # 36104-0506337-9. The petitioner is Ex-elected Nazim of U.C.75, Chak No.92/15.L, Tehsil Mian Channu, the elder brother of petitioner namely Rana Muhammad Munir Khan was elected consecutively member District Council & the late father of the petitioner was elected Chairman of District Council Multan, the petitioner is also candidate of Punjab Provincial Assembly of PP-208 and is going to contest the upcoming election. Copy of voter list is attached herewith as ANNEX – A.
5. That the delimitation committee after obtaining the District maps, population data and other relevant reports prepared a map

3

of Khanewal District for the purpose of preparing constituencies of provincial assemblies PP-208, PP-209. Copy of map is attached as ANNEX – B.

6. In the light of above discussion I hereby submit my legal objections and proposals with regard to PP-208, PP-209 of Khanewal District.

LEGAL OBJECTIONS

- a. That the authorities at the time of delimitation violated the existing boundaries of Tehsil Mian Channu Administrative Unit because Patwar Circle 89 of Chak No.88/15.L, 89/15.L, P.C.87 of Chak No.86/15.L, 87/15.L, P.C.84/15.L, of Chak No. 83/15.L, 84/15.L, 85/15.L, P.C. 67/15.L of Chak No.60/15.L, 61/15.L, 61-A/15.L, 64/15.L, 67/15.L of Mamba Kanungoi, which population is 56950, Civil, Criminal, Revenue jurisdiction as well as Police Station Chhab Kalan and above said P.Cs fell within the territorial jurisdiction of Tehsil Mian Channu, but the delimitation authority by gerrymandering due to political influence on the basis of nepotism and jobbery just to favour the ruling party against the cannons of natural justice and requirements of the provisions of Election Act. 2017 and rules thereon included and have made part of PP-209 instead of PP-208 by violating Civil, Criminal, Revenue and administrative jurisdiction of Tehsil MianChannu.
- b. That except the above said P.Cs. from Mamba Kanungoi, all other P.Cs falling in Mamba Kanungoi detailed i.e. Chak # 53/15.L, 54/15.L, 55/15.L, 56/15.L, 57/15.L, 58/15.L, 59/15.L, 91/15.L, 92/15.L, 96/15.L, 96-A/15.L, 97/15.L, 90/15.L, 102/15.L having population 53437 are already part and parcel of PP-208, so, delimitation authority disturbed Mamba Kanungoi Revenue estate against the principles of delimitation and wrongly excluded the above said four P.Cs

9

from the constituency of PP-208, this fact is very clear as a day from the map of Mamba Kanungoi.

- c. That delimitation authority also against the principles of delimitation disturbed Mohsinwal Kanungoi because Chak No. 133/16.L, 134/16.L, 135/16.L, 136/16.L, were excluded from PP-208 as per map except above mentioned villages, remaining all the Patwar Circles of Mohsinwal Kanungoi consisting upon the Chak No. 98/15.L, 99/15.L, 109/15.L, 113/15.L, 114/15.L, 115/15.L, 117/15.L, 118/15.L, 122/15.L, 123/15.L, 100/15.L, 101/15.L, 103/15.L, 104/15.L, 105/15.L, 106/105.L, 107/15.L, 108/15.L, 137/16.L, 110/15.L, 111/15.L, 116/15.L, are already part and parcel of PP-208, so, exclusion of Chak No. 133/16.L, 134/16.L, 135/16.L, 136/16.L is clear violation of the requirements of compactness and principles of facilities of communication and public convenience.
- d. That if city Mian Channu M.C. Charge # 6 with population of 50,108 be excluded from PP-208 and be included with PP-207 then population of both the constituencies would be equal and existing boundaries as well as administrative units would be a compact block of Tehsil Mian Channu, which is the basic requirement of delimitation.
- e. That if city Khanewal 2nd is included in PP-209 and Chak No.168/10.R & 88-A/10.R be included in PP-206, compactness be an exemplary.
- f. That map also shows that direct communications facilities are not available to the peoples of under discussion Patwar Circles of Mamba and Mohsinwal Kanungoi to remain in contact with the peoples, living in the major area of in question constituency.

- (8)
- E*
- g. That while creating preliminary list of constituencies of PP-209, PP-208 geographically compact area and public convenience has not been considered.
- h. That in case of approval of proposed constituency of PP-208 and including Patwar Circles in question by the petitioner of Mamba Kanungoi in PP-208, there would be a single Tehsil Administrative Unit and both Revenue estate and Kanungoi Mamba & Mohsinwal would be saved from any disturbance.

WITHOUT PREJUDICE TO ABOVE LEGAL OBJECTS,
CONSTITUENCY WISE PROPOSALS ARE AS UNDER

- A. That the proposal of the petitioner do not effect any other constituency of provincial assembly District Khanewal i.e. PP-209, PP-207, PP-206.
- B. That the proposal of the petitioner would facilitate the peoples of the constituency with regard to approach to Tehsil Mian Channu for redressal of their grievance regarding civil, criminal & revenue issues connected with Tehsil MianChannu as jurisdiction of all the above said matters vest with Tehsil Mian Channu. It is pertinent to mentioned here that it would be an astonishing fact that the peoples of constituency have to approach for civil, criminal and revenue matters to Tehsil Mian Channu and for their political matters they have to approach to Tehsil Jahanian, which is not the wisdom of delimitation and principles of natural justice, equity and fair play, so, approval of proposal and modification in this regard by the all aspects is very necessary for the safe administration of justice.

SUGGESTIONS

- a. That in the light of above respectful submission, minor modification and amendment is suggested to reconsider the delimitation of PP-208, PP-209, PP-207, PP-206

(B)

the suggestion is in accordance with the principles of delimitation, laid down by the Election Commission of Pakistan.

- b. It is suggested that mentioned Patwar Circles of Mohsinwal and Mamba Kanungoi of Tehsil Mian Channu having 96886 population is required to be included in PP-208 and P.Cs of Mohsinwal Kanungoi mentioned above are required to be excluded from PP-207 and P.Cs of Mamba Kanungoi are required to be excluded from PP-209 and suggested to be included in PP-208.

PROPOSALS

i. Proposal of provincial Assembly constituency PP-208

MianChannu District Khanewal.

a. Mohsinwal Q.H. of Tehsil Mian Channu :-		
Population	=	1,33,140
b. Mian Channu – II Q.H.	=	1,10,659
c. Mamba Q.H.	=	1,10,387
d. Mian Channu – I M.C.		
Charge # 7	=	40,022
Total Population	=	3,94,208

ii. Proposal of provincial Assembly constituency PP-209 Tehsil & District Khanewal.

a. Chak Shahana Q.H.	=	1,52,902
b. Kacha Khu Q.H. excluding P.C. Zakheera	=	1,15,353
c. Khanewal Q.H-I, P.C.88-A/10.R, excluding 88-A/10.R, 168/10-R.	=	32,975
d. Khanewal – II, Q.H.	=	59,243
Total Population	=	3,60,473

iii. Proposal of provincial Assembly constituency PP-207 Tehsil Mian Channu, District Khanewal.

a. Mian Channu M.C.		
Charge - 6	=	50,108
b. Tulamba M.C.		
Charge - 8	=	31,986
c. Tulamba Q.H.	=	2,12,209
d. Mian Channu - I Q.H.	=	73,360
Total Population	=	3,67,663

PROPOSALS

iv. Proposal of provincial Assembly constituency PP-206 Khanewal.

i. Khanewal M.C.	=	2,27,059
ii. Zakheera Khanewal P.C. of Kacha Khu Q.H. of Tehsil Khanewal.	=	4969
iii. Nanak Pur P.C. of Khanewal Kohna Q.H. of Tehsil Khanewal.	=	15,063
iv. Bhiruwal P.C. of Khanewal Kohna Q.H. of Tehsil Khanewal.	=	5755
v. Kabirwala - II Q.H. of Tehsil Kabirwala.	=	78,050
vi. Khanewal-I, P.C. 88-A/10.R, Chak No.88-A/10.R, 168/10.R.	=	27,177
Total Population	=	3,58,073

It is pertinent to mention here that in case of approval of proposal of petitioner at Serial # 1 there be a minor change in N.A.151, 152, 153 constituencies, with compact areas, without disturbing administrative unit and is enough for the facilitation of the peoples to approach for sofar areas in connection with their daily issues etc., detail as under :-

(8)

[Signature]

i. N.A - 150

Population = 7,30,076

ii. N.A - 151

Population = 7,26,105

iii. N.A - 152

Population = 7,61,971

iv. N.A - 153

Population = 7,03,834

GROUND S

- a. That while acting under election Act, 2017 the delimitation badly disturbed the constituency of PP-208 PP-209, PP-206, PP-207, N.A-152, N.A-153, N.A-151 because with regard to the distribution of population the geographical compactness was not followed and even did not bother to observe the same within required parameters.
- b. That that physical features were also disturbed and the authorities did not bother to have a bird eye view because due to this delimitation, the boundaries of administrative units disturbed because the present petitioner had geographical compactness if the afore stated Patwar Circles may be included in PP-208 and excluded from PP-209 same as Mian Channu M.C – I Charge # 6 be also excluded from PP-208 & be included PP-207 then compactness is maintained.
- c. That the map of PP-208, PP-209, PP-206, PP-207 along with N.A-151, N.A-152, N.A-153 is liable to be corrected.

- (9)
- d. That according to new constituency the public convenience is not available to the present petitioner and peoples of Patwar Circles in question. If proposed Patwar Circles were not included in PP-208 the inhabitants of P.Cs would be suffered irreparable loss which cannot be compensated by any way.
- e. That due to new delimitation the existing boundaries of administrative units have been disturbed.
- f. That due to new delimitation, the public convenience is disturbed.
- g. That there are so many other cognate factors which disturbed the homogeneity and geographical compactness of the area. So the constituency PP-208, PP-209, PP-206, PP-207 along with N.A-151, N.A-152, N.A-153 are liable to be amended, altered and modified in the above said manners as per proposal mentioned by the petitioner at Sr. # 1 in the body of this petition.
- h. That all other available grounds will be agitated at the time of arguments advanced before this Honourable Tribunal.

PRAYER

Under the above stated facts, it is therefore, most respectfully prayed that the petition in hand may kindly be accepted and resultantly Patwar Circles 67/15.L, 84/15.L, 87/15.L, 89/15.L of Mamba Kanungoi may be excluded from PP-209 and included in PP-208 and similarly Pawar Circles 134/16.L, 135/16.L of Mohsinwal Kanungoi be excluded from PP-207 & included in PP-208 to avoid to disturb Kanungoi Circles / Revenue estate, same as Mian Channu M.C. Charge # 6 be excluded from PP-208 and included in PP-207 for compactness, and in this regard minor changes given in proposals in the body of the petition be also modify in PP-206, PP-209, PP-207, PP-208,

10

N.A-151, N.A-152, N.A-153 in the supreme interest of justice equity and fair play.

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

PETITIONER

Rana Muhammad Yousaf Khan

Through


Ch. Saeed Ahmad Farukh

Advocate High Court,

C.C.No.5060

Opposite High Court,

Shadman Building, Multan.

3-A, Ali-ul-Murtaza Law Associate

Tehsil Courts Mian Channu.

District Khanewal.

Cell No. 0300-6893810

Malik Muhammad Siddique

Advocate High Court,

09-Tehsil Courts Mian Channu,

District Khanewal.