

BEFORE THE HONOURABLE SECRETARY ELECTION COMMISSION OF PAKISTAN,
ISLAMABAD.

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01-04-18

Representation No. _____/2018

In the matter of delimitation of constituencies:-

1. Ch. Khalid Hussain S/o Nazar Hussain
(CNIC No.36302-0421696-7)
House No.214 Street No.2 Chah Boharwala Post Office Sultan Ahmad Khan,
Multan City.
Cell No. 0300-6308665
2. Gulzeb Shahid S/o Muhammad Shahid
(CNIC No.36302-2131125-7)
House No.M-53/b Jaleel Abad Colony, Multan
Cell No.0306-6999979.

**REPRESENTATION UNDER SECTION 21(3) OF
THE ELECTION ACT 2017 READ-WITH THE
PROVISION OF CHAPTER III, PART A OF
ELECTION RULES, 217 ON BEHALF OF
PETITIONERS FOR MAKING APPROPRIATE
AMENDMENT ALTERATIONS OR MODIFICATION
IN THE PRELIMINARY LIST OF PROPOSED
CONSTITUENCIES OF DISTRICT MULTAN
(PUNJAB) INTER ALIA PROPOSED PP-216, PP-213,
PP-214, PP-217**

The petitioners respectfully submits as follows:-

That the instant representation is being filed by the petitioners Ch. Khalid Hussain & Gulzeb Shahid (here is referred to as the "applicants") voter member of Provincial Assembly Constituency PP-216 (proposed). So the applicants duly competent to file the instant representation under the law. Attested voter number slip of Applicants as Annexure-A

2. Through this representation, the applicants seeks to challenge the preliminary proposal published by the Election Commission of Pakistan pertaining to the delimitation of the Provincial Assembly Constituency PP-216 of district Multan

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(hereinafter referred as "The preliminary proposal"). The map of the preliminary proposal which was provided by Provincial Election commission, as per mandate of law is attached as annexure "B".

3. It is pertinent to mention here that in the preliminary proposal district Multan is now left with 14 Provincial Assembly constituencies numbering 211 to 223 which previously were in number 194 to 206.

4. The preliminary proposal is in sheer violation of the statutory principles of delimitation as enshrined in section 20 of the Act. It is mandatory provision of law because as per section-20 of the Act 2017 as well as section 10 of the Election Commission Rules 2017 following draft proposal of delimitation of the constituencies would be the appropriate, so far the kind perusal of section 20 of the election Commission Act and section 10 of the Election Commission rules- 2017 are reproduced as under:-

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Section-20 (1). All the constituencies for general section 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 in the creation of constituencies.

(2). For the purpose of delimiting constituencies for the general seats of the Provincial Assembly for the tribal Areas two or more separate areas may be grouped into the constituency.

(3). As far as possible, variation in population of the constituencies of an 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 cases, the commission shall record reasons thereof in the delimitation order.

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Section-10 of the Election Commission rules is also reproduced as under:-

Draft proposal of delimitation of the constituencies---

(1) A Delimitation committee constituted under rule 9 shall, immediately after its constitution, proceed to obtain from Pakistan Bureau of Statistics, population data of last census officially published alongwith the relevant maps showing therein census charges, census circles and census blocks alongwith description, relating to a province, and agency, or any other administrative or revenue units as it may require.

(2) The delimitation Committee shall also obtain district maps alongwith description, duly authenticated by Pakistan Bureau of Statistics, or as the case may be, the district head of Revenue Department, prepared on a uniform scale as may be determined by the commission indicating therein details of all administrative and revenue units in the district to the level of a Patwar circle or as the case may be, a Tapedar Circle, as well as prominent geographical and physical features, such as rivers and mountains and any other information as may be determined by the commission or required by the Committee.

(3). In preparing draft proposals for delimitation of constituencies, the delimitation committee shall following the principles of delimitation as laid down in section 20 procedure given in this chapter and guidelines provided by the Commission from time to time.

4. The constituency for an Assembly shall not ordinarily extended to more than on district except in

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exceptional circumstances for reasons to be recorded by the Delimitation Committee.

Provided that a Patwar circle or, as the case may be, a Tepedar Circle shall be the basis unit for delimitation and it shall not be broken under any circumstances.

Provided further that in case of urban areas census circle shall not be broken under any circumstances.

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(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; provided that the quota under this sub-rule shall be determined by dividing total population of the district or the agency with number of seats allocated to that district or agency.

Provided further that the variation in population between two or more constituencies shall not ordinarily exceed ten percent and the delimitation Committee shall record reasons, if in exceptional circumstances, the variation has to exceed the limit.

(6). For the purpose of preparation or draft proposals for delimitation, the delimitation committee may require assistance from any Federal, Provincial or, as the case may be, a local government authority.

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(7). After the draft proposals for delimitation of constituencies are finalized on form-5, the delimitation committee shall send the same to the commission, within the time specified and in the manner as may be determined by the committee.

So, keeping in view above- mentioned election Commission Act and election commission rules, it is deemed necessary to amend/alter/change the preliminary proposal as follows:-

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Suggested Amendments in the preliminary Proposal.

- (i) PP-213 charge No.5-MCM, circle No.7,8,9,10, population 38723 and charge No.21-MCM, circle No.4, 5, 6, population 16941 total population 55664 taken out of PP-214 & PP-216 and inserted into PP-123.
- (ii). PP-214, Patwar circle turf Mubaraak II partially Mauza Boua-pur taken out of PP-223, and inserted into PP-214.(over lap population of PP-213)
- (iii) PP-216, Charge No.13-MCM circle No.1,2, population 21067 is taken out of PP217 and inserted into PP216.
- (iv) PP-217 Charge No.19-MCM, circle No.3,4,5, population 25870 is taken out of PP-213 and inserted into PP-217.

(Highlighted on the map an Annexure-C.

That the proposed tables of PP-213 is as under:-

Sr. No.	PP	Charge	Circle	Population	Total	Remarks
1	PP-213	5-MCM	7,8,9,10	38723	55664	The population may be taken out of PP-214 and PP 216 and same be inserted in PP-213
		21 MCM	4,5,6	16941		
2	PP-214	PC	Taraf Mubarak Doim (partial)	27119	27119	The population may be taken out of PP-213 and same be inserted in PP-214
3	PP-216	13 MCM	1,2	21067	21067	The population may be taken out of PP-217 and same be inserted in PP-216
3	PP-217	19 MCM	3,4,5	25870	25870	The population may be taken out of PP-213 and same be inserted in PP-217


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more on a bare looking of Map it can easily be seen that Area referred in suggestions is in accordance the principles laid down in Election Commission Act 2017.


5. The above mentioned grounds are suggested strictly keeping in mid the principles and welfare of the people of Multan city and it is stated that no selection of personal liking/disliking and or bias is shown while making the suggestion.

6. That the map of district Multan showing the Provincial constituencies after incorporation of the suggested amendments mentioned herein is attached at annexure "E"


**IN VIEW OF THE AFOREMENTIONED
GROUNDS IT IS SUGGESTED THAT THE
PRELIMINARY PROPOSAL MAY KINDLY BE
AMENDED AS PER THE SUGGESTED
AMENDMENTS NARRATED ABOVE IN THE
BEST INTEREST AND WELFARE OF THE
PEOPLE OF MULTAN DISTRICT.**

Humble petitioners.


Ch. Khalid Hussain S/o Nazar Hussain
(CNIC No.36302-0421696-7)


Gulzeb Shahid S/o Muhammad Shahid
(CNIC No.36302-2131125-7)

Through:-


Shakeel Akhtar Sindhu
Advocate High Court,
Multan