

Before the Secretary Election Commission of Pakistan,  
Islamabad.

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Khalid Parvaiz Butt S/O Muhammad Bashir Caste Kashmiri  
resident of Village Malomehay Tehsil Daska District Sialkot.

V/S

Delimitation Committee Election Commission of Pakistan  
District Sialkot.

Petition against the delimitation of Constituency No. PP 37  
Sialkot - III.

Respectfully Shewth,

- I. That the petitioner is permanent resident of above captioned address and a responsible citizen of the Pakistan.
- II. That the petitioner is also well aware of his rights and duties regarding the election process, envisaged under the constitution of Islamic Republic of Pakistan 1973.
- III. That according to "The Election Act 2017" as well as "The Election rules 2017". It was the duty of the respondent to

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delimit territorial constituency above captioned for the Election to the Provincial assembly in accordance with the Provisions of the constitution. It was further legal duty of the respondent to delimit the above captioned constituency having regard to the distribution of the population, physical features, existing boundaries of administrative units, facilities of communication & public convenience but the respondent has miserably been failed to act in accordance with all the relevant laws regarding the delimitation of the constituency i.e PP 37 Sialkot - III.

- IV. That while delimiting the constituency above captioned the respondent has excluded the Patwar Circle namely Malomehay comprising of villages (1). Malomehay (2). Sattokey (3). Dallekey and (4). Ghanockey by breaking the (Kanungo Circle) Tapedar Circle clearly violating the mandatory provision of the "Election Rules 2017" Detailed map of the District Sialkot is attached here with for reference.
- V. That the petitioner invokes the powers of the Honourable Commission to amend the delimitation of constituency no PP 37 Sialkot - III. Among others on following GROUNDS,
- a) While preparing drafts proposal for the delimitation of constituency above captioned the delimitation committee has not followed the principals of delimitation as laid down in Section 20 of "The Election Act 2017".

- b) That the committee has not valued the distribution of population in geographically area of the constituency.
- c) Existing boundaries of administration units have been scattered by the committee.
- d) The committee has not valued the facilities of communication and public convenience as the only four villages captioned above have been left by including in constituency no PP 38 Sialkot - IV as all the other population of the constituency no PP 37 Sialkot - III is non approachable to the general public of the four villages captioned above having easy approach towards PP 38 area.
- e) It is impossible for the general public of these four villages i.e Malomehay, Sattokey, Dallekey and Ghanockey to travel and interact with the other people of the constituency of PP 37 Sialkot - 3 because of remote area, off road approach, distinctive Tehsil, crossing of canals and other homogeneity differences among the people.
- f) Geographically compact rule is not followed. The Kanungo /Tapedar circle has been broken as all the Tapedar circle/Kanungo circle except the Malomehay Patwaar has been included in constituency no PP 38 Sialkot - IV while the Patwaar circle Malomehay (comprising of only four

villages mentioned above) have been annexed with the constituency no PP 37 Sialkot - III. 5

- g) That the committee has not followed the rule regarding the ends off constituency while the delimiting The constituency no PP 37 Sialkot - III.
- h) That detailed arguments shall be advanced at the time of representation before the Honourable Commission.
- i) That it is in the best interest of law and justice as well as rules laid down in all relevant laws regarding the delimitation of the constituency to accept the instant petition and amend the delimitation proposal of the committee regarding the constituency no PP 37 Sialkot - III to the extent of excluding the Patwaar circle Malomehay comprising of only four villages i.e Malomehay, Sattokey, Dallekey, Ghanockey and annexing it with the constituency no PP 38 Sialkot - IV where other Kanungo circle/Tapedar circle is included there with.
- j) That by amending the above captioned proposal of the petitioner no disturbance shall be held in both the constituencies i.e PP 37 and PP 38 of the district Sialkot. It is pertinent to mention here that by accepting the instant petition no constituency of the District Sialkot shall have disturbance at all. For the kind perusal of Honourable Commission un

scaled map is also being annexed with the petition to understand the ground realities and version of the petitioner. (8)

k) That if the instant petition is not accepted, the petitioner and general public of the Malomehay Patwaar circle shall suffer an irreparable loss which shall mean and lead towards the violation of the rights of the general public which have been granted to them by the Constitution of Islamic Republic of Pakistan 1973, "The Election Act 2017, The Election rules 2017", The General clauses Act 1897 and all the other relevant laws of the Islamic Republic of Pakistan.

**"Affidavit"** In this regard is also annexed here with.

**"Prayer"** In these circumstances it is humbly prayed that petition in hand please be accepted and Patwaar circle Malomehay comprising of only four villages Malomehay, Sattokey, Dallekey and Ghanockey may please be ordered to be included and attached with the constituency no PP 38 Sialkot - IV by excluding from PP 37 Sialkot - III. Any other remedy according to law and justice may also be awarded.

Petitioner.

*or Counsel*

Through Counsel,



Syed Saleem Abbas Jafry  
Advocate High Courts of Pakistan.

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