

BEFORE THE ELECTION COMMISSION OF PAKISTAN

ISLAMABAD

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

1-10/04/2018

**Before:**

The Secretary (ECP) Secretariat, Election House, Constitution Avenue, G-5/2, Islamabad.

**On behalf of:**

Shafiq ur Rehman Qureshi S/o Muhammad Khalid Qureshi  
CNIC No. 37401-2486814-1, R/o Churah No. 2, P.O. Box.  
Khas, Tehsil Gujar Khan, District Rawalpindi. (Cell No: 0312-  
5647205).

...Applicant/Petitioner

REPRESENTATION UNDER SECTION 21(3) OF THE ELECTION  
ACT 2017 READ WITH RULE 11 (4) OF THE ELECTION RULES  
2017 FOR THE DE-LIMITATION OF THE PROPOSED  
CONSTITUENCY NO. PK-09 IN THE PRELIMINARY REPORT

Respectfully Sheweth:

**ABSTRACT**

The District Rawalpindi having seven (07) Tehsils Namely Murree,  
Kotli Sattian, Kahuta, Kallar Syedan, Gujar Khan, Rawalpindi and

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Taxila; The instant application pertains to Tehsil Gujar Khan which is proposed to be divided into three provincial Assembly seats namely PP-08, PP-09 and PP-10;

The instant representation pertains to proposed PP-09;

The Applicants concedes the adjoining suburban areas namely PC-Dhuman and PC-Ghujar Khan of PP-09 collectively having population of 19057, creating typographic link between (MC) Gujar Khan of PP-08 (an island of PP-08 within the constituency of PP-09) and main PP-08 constituency area be included in proposed PP-08; The suggested exclusion of population of 19057 from PP-09 shall result the remaining population of **PP-09 into 323,852**;

The Applicants of PP-09 claims the Island area of PC-Bangli Gujar, PC-Sukho and PC-Karum Kaiswal forming part of PP-10 collectively having population of 22726 to be included into PP-09; which shall the make the total population of **PP-09 to 346,578**; The same also falls within the Quota per seat for the province of Punjab; The Applicant/Petitioner is registered voter of the subject proposed constituency PP-09; challenges on the following grounds:

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**GROUNDS**

- a. That the preliminary delimitation of constituency has been published through public notice by the Election Commission of Pakistan; Which is in gross violation of laws, rules, procedures, principles and provisions as well as sections laid down in Election Act 2017; The same is liable to be rectified to the extent of prayer of the petition to meet the ends of justice and to be in accordance with the rules, provisions, laws, section and true spirit of Election Act 2017;
- b. The Quota Per Seat for the constituency of Provincial Assembly from the Province of Punjab is 370,429;
- c. The total population of proposed constituency PP-09 is 342,909; Which includes the population of two Patwar Circles PC-Dhuman and PC-Gujar Khan (both PCs collectively having population of 19057); The said PCs create topographic link between (MC) Gujar Khan of PP-08 (an island of PP-08 within the constituency of PP-09) and main PP-08 constituency area;
- d. The Applicants concedes to exclusion of two Patwar Circles PC-Dhuman and PC-Gujar Khan (collectively having population of 19057) from PP-09 and inclusion into PP-08;

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- The said exercise shall result the population of PP-09 into **323, 852;**
- e. The Applicants of PP-09 claims the Island of PC-Bangli Gujar, PC-Sukho and PC-Karum Kaiswal forming part of PP-10, collective having population of 22726 be included into PP-09. Historically the subject Patwar Circles have always remained part of constituency which is now proposed as PP-09; Therefore the same merits to be included in PP-09;
- f. That Topographical link and homogeneity of the population also demands the inclusion of the above mentioned three Patwar Circles be include in PP-09 and excluded form PP-10;
- g. The Area comprising of the above mentioned three Patwar Circles of QH-Sukho is already part of proposed constituency of National Assembly NA-58 in the same Tehsil Gujar Khan but in the constituency for Provincial Assembly the QH-Sukho including the three Patwar Circles (PC-Bangli Gujar, PC-Sukho and PC-Karum Kaiswal) have wrongly been excluded from PP-09 and made part of PP-10;
- h. That Public convenience also warrants the locality and area of MPA should correspond to MNA; In case of two MNAs the public inconvenience in PP-09 will be present and tussle of

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two MPA will deprive the inhabitants from development and other essential facilities in the long run;

- i. The Election Act 2017 and Rules framed thereunder prefers the administrative units to be compact; whereas in case of QH-Sukho with the three Patwar Circles namely PC-Bangli Gujar, PC-Sukho and PC-Karum Kaiswal; the principles and guidelines have been broken to divide Tehsil Gujhar Khan is disregard to compactness, homogeneity and topography; Therefore the subject Patwar Circles merits to be included in PP-09;
- j. The proposed inclusion of the Three Patwar Circles of QH-Sukho into PP-10 makes subject area as a minority area within PP-10; since rest of the PP-10 area, almost 90% is formed within Rawalpindi Tehsil; Therefore the subject island three Patwar Circles PC-Bangli Gujar, PC-Sukho and PC-Karum Kaiswal of QH-Sukho merits to be excluded from PP-10 and Included in PP-09;
- k. The three Patwar Circles PC-Bangli Gujar, PC-Sukho and PC-Karum Kaiswal of QH-Sukho of proposed PP-10 collectively having population of 22726; when added to the PP-09 the result population shall become 346,578; By the exclusion of 22726 from PP-10, the population of PP-10 shall

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come to 344, 413; which also falls within the Quota per seat for the province of Punjab

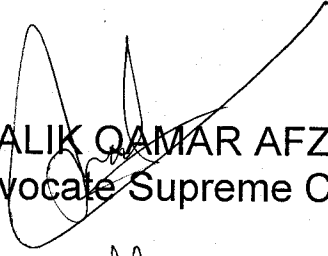
**PRAYER:**

In the light of the above mentioned it is therefore prayed:

- a. The three Patwar Circles namely PC-Bangli Gujar, PC-Sukho and PC-Karum Kaiswal of QH-Sukho of PP-10 shall be included in PP-09;
- b. Further the two Patwar Circles PC-Dhuman and PC-Ghujar Khan of PP-08 may be surrendered to PP-08 for creating typographic link between (MC) Gujar Khan of PP-08 (an island of PP-08 within the constituency of PP-09) and main PP-08;
- c. Any other relief to which the petitioners are entitled may kindly be granted in the interest of justice.

  
Petitioners

Through Counsel

  
(MALIK QAMAR AFZAL)  
Advocate Supreme Court

(SYEDA SUMMERA NAQVI)  
Advocate High Court

  
(AHMAD RAZA MANGAT)  
Advocate High Court

  
(SAAD KHAN)  
Advocate High Court

Dated: 01-04-2018