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BEFORE THE ELECTION COMMISSION OF PAKISTAN, ISLAMABAD

Representation No. _____/2018

To,

Election Commission of Pakistan through its secretary, Shahra-e-Dastoor,
Islamabad.

REPRESENTATION/OBJECTION PETITION U/S 21(3) OF ELECTION ACT,
2017 READ WITH RULE 12, OF ELECTION RULES, 2017 WITH ENABLING
PROVISIONS OF LAW REGARDING THE DELIMITATION OF
CONSTITUENCIES.

Respectfully Sheweth:-

1. That applicant is a voter member of Provincial Assembly constituency PP-94 Chiniot-II having Silsla No. 10, Gharana No. 06, Mouza Thatha Jhanb, PC Barkhardar, P/o Bhawana, Police Station Bhawana, Tehsil Bhuwana District Chiniot. Copy of registration along with CNIC is attached as **Annexure A to A/1.**
2. That in pursuance of delimitation of constituencies the ECP/respondent has notified the list of constituency of National and Provincial Assemblies of all over the country. Copy of the draft list of constituencies of district Chiniot along with MAP are attached here with as **Annexure B to B/1.**

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3. That applicant is directly and substantially being aggrieved from delimitation of constituency PP-94 Chiniot-II as the said notified constituency is not in accordance with the requirement and rules and other prevailing laws.
 4. That applicant seeks amendments and impugned the said delimitation inter alia on the followings:-

GROUND S

- a. That delimitation of constituency regarding District Chiniot and Provincial Assembly namely PP-94 is in violation of statutory principles for the purpose of delimitation as stipulated in the Act.
- b. That for the purpose of delimitation process certain rules are provided through the Act *ibid*. Principle rule thereof can be categorized as under:-
 - i. Uniform Distribution.
 - ii. Geographical Compactness and Territorial unity.
 - iii. Existing boundaries of Administrative Limits.
 - iv. Facility of Communication.
 - v. Public Convenience.
- c. That notified constituency is not delimited according to the principles and rules as categorized above which is clear violation of law and rules as provided in the Act.
- d. That it may please be appreciated that a fair comparison of notified and proposed constituency in District Chiniot lead to an apparent conclusion that purpose of delimitation is to facilitate the public at large and to avoid from public inconvenience but present delimited constituency is quite contrary with the rules, principles and laws of delimitation.

- e. That entire idea behind the delimitation of constituencies of National and provincial Assemblies are to provide easy and convenient accessibility to voter to approach their representatives, but this concept was totally negated keeping in view the notified constituency. It can also be seen that the notified constituency has not been delimited into geographical compact area and is highly inconvenient to the people who have to travel long distance to take access their elected members to resolve their day to day issues.
- f. That according to impugned notification the constituency PP-94 Chiniot-II consisted of population 340573, whereas PP-95 Chiniot-III Population is 342380.
- g. That it is worth pertinent to mention here that Patwar Circle namely Barkurdar having the population 11138 having no compact block and has no easy access with the people of constituency PP-94 Chiniot-II and has easy access with constituency PP-95 Chiniot-III, thus, these should be excluded from PP-94 Chiniot-II and be included in PP-95 Chiniot-III which is adjacent to the Bhawana which is designated as Tehsil Headquarter and in consequence of entire exercise population of PP-94 Chiniot-II would be 329435 and population of PP-95 Chiniot-III would be 353518 which is in accordance with rules and laws as enunciated in Delimitation Rules, 2017.
- h. That It may please be appreciated that PC Barkurdar is situated in the center of two Patwar Circles of Q.H Bhawana i.e PC Bhowana and PC Thatha Fateh Ali and in such exceptional circumstances by excluding PC Barkurdar from constituency PP-95 Chiniot-III will be in violation of delimitation rules which are reproduced as under:-

Rule 20: Principles of Delimitation

"All constituencies for general seats shall, as far as practicable be delimited having regard to the distribution of population in

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geographically compact areas, physical features, facilities of communication and public convenience and other cognate factors to ensure homogeneity in the creation of constituencies".

The rule ibid shows that the public convenience is the principle factor which was totally ignored while delimiting the constituency PP-94 Chiniot-II as the people of P.C Barkhurdar has more convenient access with Bhawana which is the part of PP-95 Chiniot-III having Police Station the Tehsil Headquarter, Basic Health Unit, Police Station, Main Post Office, Tehsil Headquarter hospital, Boys and Girls Secondary Schools/Colleges and so many other facilities which were totally ignored by the authorities for the people of P.C Barkhurdar who should be made the part of PP-95 Chiniot-III instead of PP-94 Chiniot-II which is more convenient for all administrative convenience like geographical compactness, proximity and easy access to public convenience viz facilities of education, health, police station and all other cognate factors for the people of P.C Barkhurdar. For assistance and ready reference copy of the proposed MAP is attached here with as **Annexure C.** Hence this representation.

In view of the submissions made above and keeping in view the eventualities, factual and actual facts, it is most respectfully prayed that instant representation/objection petition may very graciously be accepted and the notified constituency be cancelled/rectified and be constituted in accordance with the constituency proposed through this representation. The reconstituted constituencies may kindly be notified as the final list of the constituencies under the governed rules and laws.

Any other relief which this Hon'able Commission deems fit may also be granted.

Applicant / Objection Petitioner

**Rabnawaz S/o Muhammad Bakhsh, R/o Mouza Thatha Jhanb,
P/o Bhowana, P/S Bhowana, Tehsil Bhowana, District Chiniot.**

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Through


Azam Nazeer Tarar

Advocate Supreme Court of Pakistan



Munir Hussain Bhatti

Advocate ^{High} Supreme Court of Pakistan



Asif Iqbal Khan Shahani

Advocate High Court

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VERIFICATION

Verified on oath at Lahore this 02nd day of April 2018 that all the contents of representation are true and correct to the best of my knowledge and belief.

Applicant

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BEFORE THE ELECTION COMMISSION OF PAKISTAN, ISLAMABAD

Representation No _____/2018

AFFIDAVIT OF :- Rabnawaz S/o Muhammad Bakhsh, R/o Mouza Thatha Jhanb, P/o Bhawana, P/S Bhawana, Tehsil Bhawana, District Chiniot.

I, the above named deponent, do hereby solemnly affirm and declare as under:-

1. That applicant is a voter member of Provincial Assembly constituency PP-94 Chiniot-II having Silsla No. 10, Gharana No. 06, Mouza Thatha Jhanb, PC Barkhardar, P/o Bhawana, Police Station Bhawana, Tehsil Bhuwana District Chiniot. Copy of registration along with CNIC is attached as **Annexure A to A/1.**
2. That in pursuance of delimitation of constituencies the ECP/respondent has notified the list of constituency of National and Provincial Assemblies of all over the country. Copy of the draft list of constituencies of district Chiniot along with MAP are attached here with as **Annexure B to B/1.**
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Deponent

VERIFICATION

Verified on oath at Lahore this 02nd day of April, 2018 that contents of affidavit are true and correct to the best of my knowledge and belief.

Deponent