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**BEFORE THE HON'BLE ELECTION COMMISSION OF
PAKISTAN ISLAMABAD.**

Representation No. /2018

**REPRESENTATION U/S 21(3) OF THE ELECTION ACT 2017 r/w
RULE 12 & 13 OF THE ELECTION RULES 2017 RELATING TO THE
DRAFT / PROPOSED DELIMITATION OF PROVINCIAL ASSEMBLY
CONSTITUENCIES OF DISTRICTT KHAIRPUR MIRS, SINDH.**

The undersigned applicant / appellant submits as under:

1. That the Applicant / Appellant is a law abiding & respectable citizen of village Haji Nawab Khan Wassan and is a registered voter of Provincial Assembly Constituency of PS-27 of District Khairpur Mirs, Sindh.
2. That the Applicant / Appellant held prominent important positions and responsibilities as entrusted by the voters / public of the above said area and had remained a Member of National as well as Provincial Assembly till date, and had served the voters of the said constituency.
3. That the Applicant / Appellant has served the inhabitants of Constituency with honesty and dedication and has given record number of development schemes to the area people for their socio-economic well being like provision of roads from Farms to Market, up-gradation of Schools

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and Colleges, provision of basic health facilities, provision of hand pumps to for flung areas provision of Gas and Electricity to small villages so that their standard of living could be improved.

4. That as per new Census and Provincial delimitation that Khairpur District has been allocated 07 Provincial and 3 National Assembly Seats numbering PS-26 to PS-32 and NA-208 to NA-210 respectively.
5. That the district Kahirpur Mirs has been clock wise divided into 07 Provincial Assembly Constituencies. The instant issue pertains to PS 27 & PS-30.
6. Though this representation the applicant seek to challenge the Preliminary Delimitation proposal published by the ECP pertaining to the Delimitation of Provincial Assembly Constituencies of District Khairpur Mirs, Sindh.
7. That in the proposed Delimitation the area of Tapedar Circle Jhando Mashaik STC of Taluka Kotdiji has been included in the PS-30 Khairpur V, which is not inconsonance with the provisions of the Election Act, 2017 and Election Rules 2017 and is in disregard of the provisions of Law and Cardinal Principles of Compactness and Contiguity.
8. That while formulating the above said constituency the Principle laid down in the section 20 of the Election Act, 2017 have not been followed at all.

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Section 20 of Election Act, 2017 is reproduced as herein below:-

“20. Principles of delimitation.—(1) All constituencies for general seats 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 and other cognate factors to ensure homogeneity in the creation of constituencies.”

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

(3) As far as possible, variation in population of 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 case, the Commission shall record reasons thereof in the delimitation order.

9. That the Delimitation Officer / Committee has also flouted the principles of Delimitation as mentioned in the Election Rules, 2017, to take all possible care to keep intact the administrative boundaries of Tehsil / Taluka.
10. That in the proposed delimitation the areas of the Tapedar Circle Jhando Mashaik STC of Kotdiji Taluka having population of 20,938 has been included in the PS-30 Khairpur V (Annexure “A”), which is not in consonance with the provisions of the Election Act, 2017 and Election Rules 2017 and is in disregard of the provisions of Law and cardinal Principles of Compactness, Contiguity etc.

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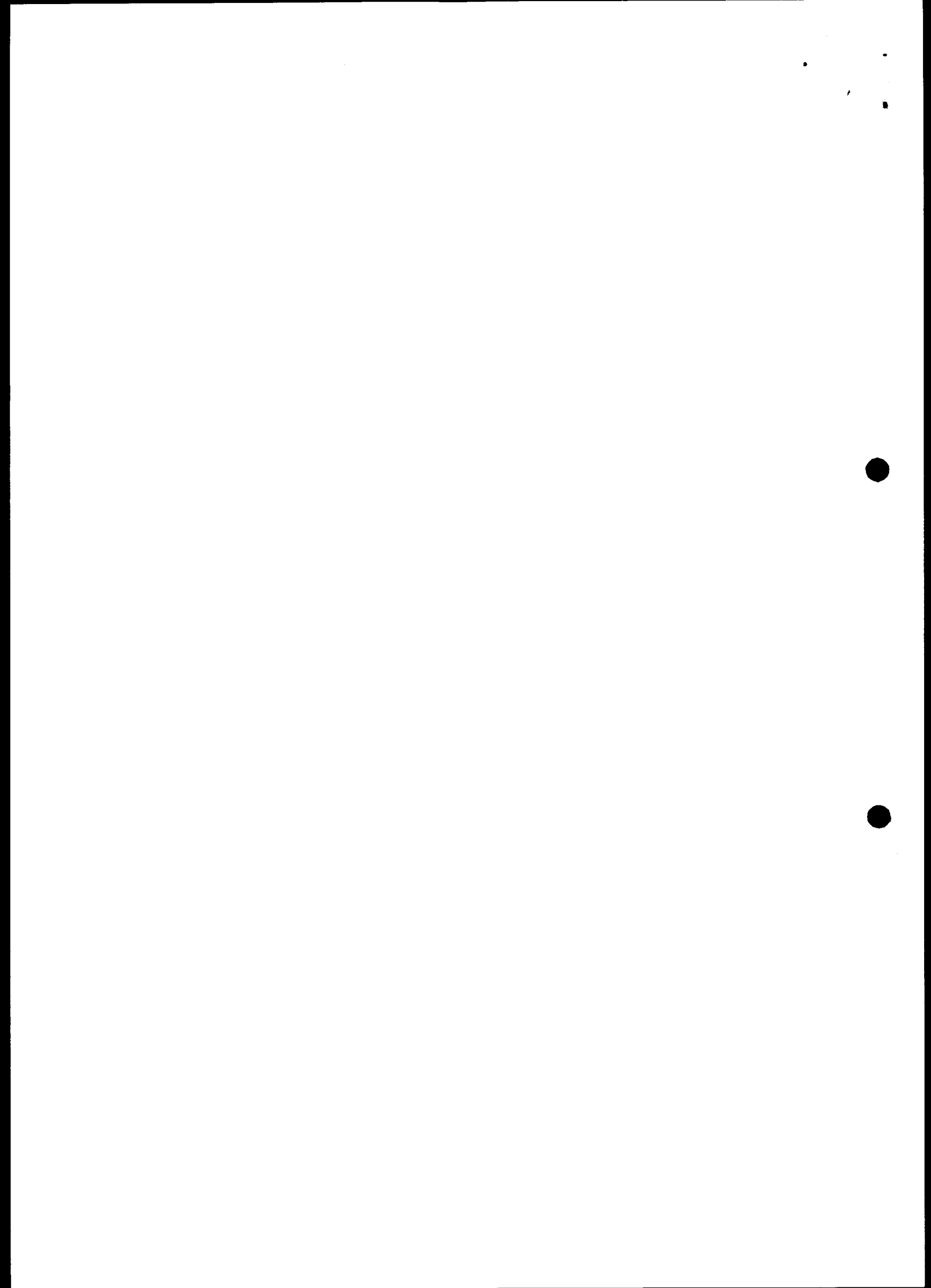
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11. That the areas of Tapedar Circle Jhando Mashaik is most closest to Taluka Kotdiji having distance of 10 Kilo meters approximately while on the other hand the Tapedar Circle Jhando Mashaik having a distance of 35 Kilo Meters approximately, which is very far from Taluka Sobhodero.
12. That the Tapedar Circle Jhando Mashaik is in closest proximity to the Taluka Kotdiji as compared to Taluka Sobedero.
13. That if the area of Tapedar Circle Jhando Mashaik excluded from PS-27 then the people / inhabitants of the area will face great difficulties in traveling long distances.
14. That the appellant wanted to give his proposal so that free, fair and impartial election could take place.

PROPOSAL

15. That the areas of Tapedar Circle Jhando Mahaik having population 20,938 may be excluded from PS-30 and may kindly be included in PS-27, which actually merits to be included in PS-27.
16. That the Applicant / Appellant has proposed the delimitation of Provincial Assembly Constituencies as given in (**Annexure "B"**) and the same proposal has been marked on the map (**Annexure "C"**). The list of Constituencies as delimited by the ECP and the accompanying maps are attached as an **Annexure "D"**.

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17. That the appellant in making these proposal has compiled with the relevant provisions of the Election Act, 2017 so also with the relevant Rules of the Election Rules, 2017.
18. That the Cardinal Principle of Compactness, Contiguity and equality of population has been obeyed.
19. That the appellant has take care to keep the administrative boundaries of Taluka's intact.
20. That the delimitation of PS-27 and 30 is liable to be rectified as proposal by the applicant to meet the ends of justice and to be in accordance with the rules, provisions laws and sections as laid down in the Election Act, 2017 and Election Rules, 2017.
21. That all areas of Taluka Kotdiji be intact in PS-27 because it has historical Kotdiji / Kot Qila Fort where large numbers of Foreign and local travelers visits frequently.

PRAYER:

In view of the above stated factual position. It is humbly prayed that the Provincial Assembly Constituencies may kindly be ordered to be amended / delimited as proposed herein above in the best interest and welfare of the people of Khairpur. Any other appropriate relief which this Hon'ble Forum deems fit and proper in circumstances of the case may be accorded.

Karachi, dated 2nd April, 2018


(Manzoor Hussain Wassan)
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