

MEMORANDUM

*[Handwritten signature and initials]*

**To Secretary,**  
Election Commission of Pakistan,  
Islamabad

Subject: **DELIMITATION OF CONSTITUENCY PS-22 (SUKKUR-I) PROVINCE OF SINDH.**

Respectfully Sheweth,

1. That the delimitation of constituencies in the Province of Sindh has been subverted during the undemocratic regime in a manner which was completely violative of the legal requirements of contiguity, homogeneity, accessibility, geographical compactness as well as administrative/Revenue Unit or the population requirements.
2. That the Constituency PS-22 Sukkur-I in respect of the requirements was gerrymandered with the following fault line;
  - a) The Law regulating the subject is contained in Election Act 2017 Section 20, enunciated in Chapter-III under the nomenclature of "Delimitation of Constituencies" which is reproduced hereunder for the ready reference of this Honorable Court;

***---20. Principle of delimitation.-(1) All constituencies for general seat shall, as for practicable, be delimited having regard to the distribution of population in geographically compact areas, physical features, existing boundaries of administrative units, facilities and 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 seats 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.***

Con't....P/1

*(4) If the limit of ten percent under sub-section (3) is exceeded in an exceptional case, the Commission shall record reasons therefore in the delimitation order.*

- (b.) The Rules framed there-under also carry following requirements, as envisaged under Rule 9 and Rule 10 of the Election Rules of 2017, which speaks as follows;
9. *Constitution of Delimitation Committees.*—(1) *For delimitation of constituencies in accordance with quota determined under rule 8, the Commission shall constitute, for each Province, a Delimitation Committee consisting of not less than three officers of the Commission, one of whom shall be designated as the Convener, which shall be responsible to prepare draft proposals for delimitation of constituencies of National Assembly and Provincial Assembly of the respective Province.*
- (2) A Delimitation Committee shall be constituted separately for the Federal Capital and the Tribal Areas, which shall be responsible to prepare the draft proposals for delimitation of constituencies of the National Assembly from the Tribal Areas and Federal Capital.
- (3) The Commission convey the Share of Seats for each district or districts or agencies in the National Assembly or, as the case may be, the share of seats for each district or districts in the provincial Assembly, to the concerned Delimitation Committees constituted under Sub-rule (1) and sub-rule (2) and shall also provide guidelines and timeframe for functioning of the Committee.
10. Draft proposal for delimitation of 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 along with relevant maps showing therein census charges, census circles and census blocks along with description, relating to a Province, a district, an agency, or any other administrative or revenue units as it may require.
- (2) The Delimitation Committee shall also obtain district maps with description, duly authenticated by Pakistan Bureau of statistics, or, as the case may be the commission may determine the districts head of Revenues 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 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 others 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 follow the principles of delimitation as laid down in section 20, procedure given in this chapter and the guidelines provided by the Commission from time to time.

P (-:03:-)

Handwritten signature and date 21/03/18

- (4) the constituency for an Assembly shall not ordinarily extend to more than one district except in exceptional circumstances for reason to be recorded by the Delimitation Committee.

Provided that a Patwar Circle or , as the case may be, a Tapedar Circle shall be the basic 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.

- (5) As far as possible, the delimitation of constituencies of an Assembly shall start from the Northern and of the district, or, as the case may be agency and them proceed clock-wise in zigzag manner keeping in view that among the constituencies of an Assembly shall remain as closed 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 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 reason if, in exceptional circumstances the variation has to exceed the limit.

- (6) For the purpose of preparation of draft proposals for delimitation, the Delimitation Committee may require assistance from any Federal, Provisional, or, as the case may be , a Local Government Authority.
- (7) After the draft proposal for delimitation of constituencies are finalized on Fotrm-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 Commission.
- (C.) The Plan referred hereto clearly indicate that the law and the rules stand violated on each of the delimitation requirements of the delimitation.

3. It is accordingly suggested as follows.

- I. Tapa Shahpur of STC Pano Akil should be excluded from PS-22 Sukkur-I and included in PS-25 Sukkur -IV for the reason that Tapa Shahpur is not contiguous,homogenous or accessible to the rest of PS-22 constituency because it is on the other side of River Indus where as it is more contiguous,homogenous and accessible to PS-25 as mostly this constituency is on the other side of River Indus.  
Where as Tapa Nouraja of STC Pano Akil should be excluded from PS-25 Sukkur and included in PS-22 as it has always been part of this constituency as it is contiguous,homogenous and accessible to the rest of the constituency and it is only 1 KM away from the Taluka headquarter Pano Akil as shown in Annexure A.

Con't...P/4

Shah  
25/03/18

P 04

- II. The accessibility to Tapa Shahpur would be major problem for PS-22 residents whereas Tapa Shahpur is linked by road network with PS-25 and inclusion therewith would be convenient , accessible and thus suitable within the same Provincial Constituency.
- III. Tapa Shahpur fall at a distance of 20 to 30 KM from the Taluka Headquarter of PS-22 which would thus fall at far off distance causing huge inconvenience and transport expenses would also be colossal as the only way to reach there is through boats during the flood season which is quite hazardous as numerous tragic incidents have taken place as boats capsizes causing numerous fatalities. Where as Tapa Nouraja is only 1 KM away from Taluka Headquarter shown in Annexure A and B.
- IV. Few years back one very tragic event took place in which some dacoits from across the river attacked Beigi Shareef Dargah. In consequence of such an attack 21 people of different tribes located within the constituency were killed and almost 30 people were kidnapped for ransom. Some were shot dead during the prayers inside the mosque . On numerous times people from PS-22 were kidnapped for ransom and held hostage across the river. News clipping of Baigy Shareef brutal killings and FIR registered are shown in Annexure C,C1,C2,C3
- V. Ever since Tapa Shahpur have been included in PS-22 and Tapa Nouraja been excluded from PS-22 Sukkur there has been a furor among the different segments of the society the people and they have been protesting against this decision and have appealed to Honourable Election Commission to rectify this anomaly. Annexure D,D1,D2
- VI. The people across the river have different way of life than rest of the constituency. This is a reverine area with thick forests which are infested with criminal. There is no homogeneity rather tribal disputes and inveterate enmity amongst the tribes hailing from Tapa Shahpur and the rest of PS-22. This area had been the hub of criminal activities and infested with dacoits. It is for the same reason they have separate Deputy Superintendent of Police where as rest of the constituency has separate DSP whose headquarter is in Panoakil.
- VII. Thus the purpose of law would be served in streaming the provincial Constituencies PS-22(Sukkur) and PS-25(Sukkur) as Suggested. The demographic equilibrium in population would also not be disturbed in as much as the population of Tapa Shahpur of STC Panu Akil to be excluded from PS-22 and included in PS-25 and Tapa Nouraja of STC Pano Akil to be included in PS-22 and excluded from PS-25 are almost equal .

Con't...P/05

*Handwritten signature and date: 31/08/18*

P (05)

**PRAYER:**

It is therefor, respectfully prayed that instant application may kindly be accepted and the Provincial Constituencies of PS-22 (Sukkur) and PS-25 (Sukkur) may very graciously be ordered to be streamlined as suggested in the paragraphs aforesaid in the interest of democracy, good governess and political justice .

**PETITIONER IN PERSON**

*Handwritten signature of Abdul Razzak*

**Abdul Razzak**

**Vice Chairman Union Consul Baiji Shareef  
Census block Code 324010113  
Serial No.155  
Address- Baiji Shareef Taluka Pano Akil  
District Sukkur- Ph 0323-8221953**