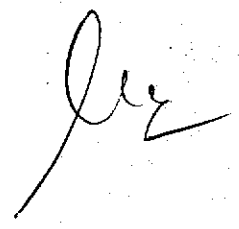


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To

The Secretary

Election Commission of Pakistan

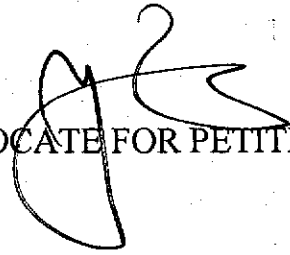
Islamabad

With due regards, it is submitted that final proposal / representation against the preliminary proposal of delimitation of constituencies in District Khairpur PS 26 Khairpur I to PS 32 Khairpur VII of Sindh Province is submitted for decision of the Honorable Election of Pakistan. The presentation is made on behalf of Syed Inayat Ali Shah Jilani registered voter of District Kahirpur.

The Representation is submitted in the interest of justice.

Dated: 3.04.2018

ADVOCATE FOR PETITIONER



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IN THE ELECTION COMMISSION OF PAKISTAN ISLAMABAD

Representation No

of year 2018

Syed Inayat Ali Shah son of Syed Hussain Ali Shah

Adult, Muslim, r/o Abassi Mohalla Kotdiji Taluka

Kotdiji District Khairpur

PETITIONER

*Block code -
337040202*

VERSUS

The Delimitation Committee Sindh

RESPONDENT

REPRESENTATION UNDER RULE 12 OF THE ELECTION

RULES 2017 AGAINST THE DELIMITATION OF

PROVINCIAL ASSEMBLY CONSTITUENCY IN DISTRICT

KHAIRPUR PROVINCE OF SINDH

Being aggrieved of and dissatisfied with the delimitation proposal dated 05th March 2018 issued by the Delimitation Committee Sindh for the seats of Provincial Assembly of Sindh for District Khairpur, PS – 26 Khairpur I, PS – 27 Khairpur II, PS – 28 Khairpur III, PS – 29 Khairpur IV, PS – 30 Khairpur V, PS – 31 Khairpur VI & PS – 32 Khairpur VII, the Petitioner above named respectfully submits his representation, praying inter alia therein that Honorable Election Commission of Pakistan may be pleased to call for the record and proceedings to the extent of above constituencies and may be pleased to check the legality, propriety, validity and correctness of the proposed delimitation and may further be pleased to alter and modify the proposed constituencies of District Khairpur and finalize the delimitation of above constituencies by accepting the proposal filed by the Petitioner taking into consideration the following facts & grounds:

FACTS

The facts in brief leading to this representation are that the Delimitation Committee Sindh made following initial proposals for the Delimitation of constituency of Provincial Assembly Sindh in District Khairpur

No. and Name of Constituency	Extent of Constituency proposed by ECP	Population
PS - 26 Khairpur I	Taluka Khairpur excluding the following areas i) STC Kouro Phulpoto ii) The Following areas of STC Khairpur a) Tapedar Circle Bhurgari b) Tapedar Circle Shadi Shaheed c) Tapedar Circle Khanpur Of District Khairpur Total	357,593 357,593
PS - 27 Khairpur II	a) Taluka Kotdiji excluding Tapedar Circle Jhando Mashaikh of STC Jhando Mashaikh b) The following Tapedar Circles of Khairpur STC of Taluka Khairpur i) Bhurgari and ii) Shadi Shaheed Total	327,961 11920 11963 351,844
PS - 28 Khairpur III	a) Taluka Nara b) Faiz Ganj Taluka excluding following Tapedar circles of Kandiyari STC i) Akri ii) Kandiyari iii) Wahleer Of District Khairpur Total	160,985 194,253 355,238

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PS - 29 Khairpur IV	a)Mirwah Taluka excluding the following areas i) Town Committee Setharja ii) Tapedar Circle Chhutto Wandiar of Khuda Bux Kubar @ Setharja STC iii) Tapedar Circle Deparja of Khuda Bux Kubar @ Setharja STC b)The following Tapedar circles of Kandiar STC of Taluka Faiz Ganj i)Akri ii)Kandiar iii)Wahleer Of District Khairpur Total	301,789 12,883 11,608 5,260 331,540
PS - 30 Khairpur V	a)Sobhodero Taluka b) the following Tapedar Circles of Khuda Bux Kubar @ Setharja STC of Mirwah Taluka i) Deparja ii) Chhutto Wandiar c)Town Committee Setharja d)Tapedar Circle Jhando Mashaikh of STC Total	274,428 9,558 11,288 29,856 20,938 346,068
PS - 31 Khairpur VI	a)Gambat Taluka b)The following Tapedar Circles of Ahmedpur STC of Taluka Kingri i)Kolab Jial ii)Saidi c)The following Tapedar Cricles of Kouro Phulpoto STC of Taluka Khairpur i)Tando Masti and ii)Wassan Total	263,746 32,423 20,599 31,063 9,715 3,39,556
PS - 32 Khairpur VII	a) Taluka Kingri excluding the following Tapedar Circles of Ahmedpur STC of Taluka Kingri i)Kolab Jial ii)Saidi b)Tapedar Circle Khanpur of STC	287,186 12,361

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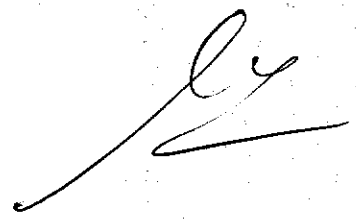
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Khairpur	
c)the following Tapedar Circle of STC Kouro Phulpoto of Taluka Khairpur	
i)Tando Nazar Ali	5,569
ii)Mangi &	10,909
iii)Kouro Phulpoto	7,659
<u>Total</u>	323,684

The Petitioner above named respectfully submits his proposal for acceptance attached as Annexure A on consideration of the following amongst other grounds:

GROUND

1. That the Petitioner is registered voter of Town Committee Kotdiji Taluka Kotdiji District Khairpur registered at Serial No 95 block code 337040202 as such entitled to make representations for alterations in preliminary proposal of Delimitation Committee.
2. That the Petitioner has been contesting the general elections since year 2013, he has contested elections from PS 32 Khairpur IV in the last general elections of 2013, the same constituency has now been proposed as PS 27 Khairpur II.
3. That preliminary proposal of delimitation for seats of Provincial Assembly of Sindh for District Khairpur has been issued while ignoring the guidelines given in section 20 of The Elections Act 2017 and rules 7, 8, 9 & 10 of the Election Rules 2017.
4. That the Delimitation Committee has proposed the constituencies of PS - 26 Khairpur I, PS - 27 Khairpur II, PS - 28 Khairpur III & PS 29 Khairpur IV in utter disregard of the guiding principles of geographically compact areas, physical features of the areas, as proposed constituencies mostly cover rural areas, the convenience is a major issue with public residing in

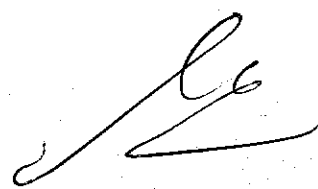


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these areas, the facilities of communication and public convenience has also been ignored,

5. That Nara is the largest Taluka of District Khairpur which is popularly known as White Desert, a sparsely populated area comprising of small villages. There is derth of communication system, very few roads do exist there for traveling therefore the communication system in Nara Taluka would be the prime consideration for formation of any constituency.
6. That Nara Taluka is divided in apparent three parts one on northern side hilly area, second on the Western side of Nara Canal & third on Eastern side of Nara Canal. All the sides have different sources of communication through roads. The Nara Taluka on western side of Nara Canal is connected through two roads one from Thari Mirwah Town of Taluka Mirwah, other from Kotdiji Town of Taluka Kotdiji. Nara Taluka in Easten side of Nara Canal is connected through a Katcha Pakka road from Khinyari & Bhango Behan of Taluka Faiz Ganj. The Eastern side part of the Nara Taluka is popularly as Thar.
6. That it would be quite impossible for the contesting candidates to canvass in the large area of Thar therefore in order to facilitate the public as well as the contesting candidates Nara Taluka needs to be bifurcated in three parts rather to be joined in a single constituency as a compact unit.
7. That Nara Taluka is the center of Mureeds of Pir Pagara and there is dominaancy of a single party in Taluka Nara if it is joined as a compact unit in any other part of District there would be no room left for the other parties to field their candidate, as such the concept of competition in elections would die and respect of the vote would diminish. The Results of last Local Councils Elections of year 2015 would speak volumes that even the ruling Political Party like Pakistan Peoples Party could not even field its candidates for a good number constituencies in local councils and could only win a single seat of general member in whole Taluka.

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8. That the proposed delimitation is nothing but a sheer exercise of curtailing the ways and means for public at large to participate in elections. In other words it is gerry mending giftng a seat in pocket to a political party.
9. That Nara Taluka has always remained as a part of more than one constituency bifurcated in two parts, in past it formed the part of PS 31 Khairpur III & PS 33 Khairpur V.
10. That the Communication System, road networking, demographic conditions and one paarty control in Nara Taluka makes it necessary to divide Taluka in two parts, otherwise concept of elections would be a merely a nightmare.
11. That Delimitation Committee has also ignored the distribution criteria of population in District Khairpur. The population criteria in the proposal given by Petitioner also suits to the principles of delimitation laid down in section 20 of the Elections Act 2017.
12. That the proposed preliminary delimitation has been done without considering the important factors of road networking / communication system and public convenience for which a commission is required to be made for visiting Taluka Nara so that a proper formula be devised for formation of the constituencies.
13. That the Petitioner has proposed for formation of constituency PS 27 Khairpur II through its hilly areas connected by road from Kotdiji Town, PS - 28 Khairpur III comprising of the parts of Nara Taluka on Western side of Nara Canal having road networking with Mirwah Taluka and PS 29 Khairpur IV comprising parts of Nara Taluka on eastern side of Naara Canal having road networking with Faiz Ganj Taluka. ✓
14. That the marked maps of the constituency are also attached.
15. That the Petitioner seeks indulgence of the Honorable Commission to urge more grounds from the record at the time of hearing of this representation.
16. That the Petitioner therefore respectfully prays as under:

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PRAYER

- a. That the Honorable Election Commission of Pakistan may be pleased to set aside the preliminary delimitation of the constituencies of Provincial Assembly of Sindh in District Khairpur of Sindh Province and accept the proposal of Petitioner (attached as Annexure A) for final List of Constituencies.
- b. Any other relief deemed fit and proper under the circumstances of the case.

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PETITIONER

Dated: 03.04.2018

VERIFICATION

I, Syed Inayat Ali Shah son of Syed Hussain Ali Shah Adult, Muslim, r/o Abassi Mohalla Kotdiji Taluka Kotdiji District Khairpur do hereby state on oath that whatever stated herein above in the grounds and facts of representation is true and correct to the best of my knowledge and belief.

Verified at Islamabad this the 3rd day of April 2018



03 APR 2018

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Deponent

45205-3630027-7

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Advocate