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RE: MEMORANDUM OF OBJECTIONS
BEFORE THE ELECTION COMMISSION OF PAKISTAN

Loung Khaskheli
s/o Muhammed Mithal Khaskheli
Muslim, adult
Resident of Rohal Khaskheli Tapa Jhun,
Taluka Sangarh.....Petitioners

VERSUS

Provincial Election Commissioner, Sindh
Having office at Barrack No.44-A
Pakistan Secretariat
Shahrah-e-Kamal Attaturk
Karachi.....Respondents

MEMORANDUM OF OBJECTIONS TO THE PROVISIONAL
DELIMITATION IN RESPECT OF TAPEDAR CIRCLE (TC)
JHUN OF SUPERVISOR TAPEDAR CIRCLE (STC)
SETHARPIR OF PS-43

1. The Petitioner has authorized Mr.Khuda Bux Dars s/o Hamzo Khan to file this petition, copy of the Power of Attorney is enclosed as Annex A. The Petitioner is a voter hailing from PS-43 Sangarh(II), Sindh. A copy of the voter's certificate is enclosed as Annex A-1.

(NB: the aforesaid description is based on the provisional delimitation which is being objected to by the Petitioner.)

2. Before the impugned provisional delimitation, Tapedar Circle (hereinafter referred to as 'TC') Jhun was in PS-41, Sangarh(I).

3. In the proposed delimitation, TC Jhun has been malafidely shifted from PS-41Sangarh(I) to PS-43 Sangarh(II)

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4. The provisional delimitation is squarely against the principles of delimitation that have been spelt out in section 20 of the Elections Act, 2017 for the following grounds:-

a) it is the elementary principle for causing delimitation that the constituencies of the Provincial Assembly are to be carved from the constituencies of the National Assembly and to provide ease to the people in terms of representation, with natural geographical and ethical grounds so as to ensure continuity and homogeneity. In the present case, TC Jhun and adjoining areas have been carved out in a manner that it will create problems in terms of administration, transportation and amenity, thus violating the principles of continuity and homogeneity laid down in section 20 of the Elections Act, 2017;

b) as per the principles of the delimitation, the constituencies are to be divided in a manner that they are in geographically compact areas and the existing boundaries of administration units are maintained. This is absolutely necessary for the facility and ease of the people of the area. However, the proposed delimitation is against this elementary principle of delimitation. It is


respectfully submitted that the previous delimitation of the area was in consonance with the existing administrative boundaries which is liable to be immediately restored;

- c) TC Jhun has no direct roads or links to Jam Nawaz Ali i.e. headquarter of PS-43, Sangarh(III). Thus, it will create great hardship to the people of TC Jhun (population amounting to approximately 10510) as they will have to go longer distances for redressal of their grievances relating, inter alia, to water supply, sanitation, drainage, development of infrastructure, public health, transportation, education etc. On the contrary, TC Jhun has an easier and clear access to Sangarh i.e. headquarter of PS-41. Therefore, by shifting TC Jhun from PS-43 to PS-41 its people will have easier access to the headquarter which will fix issues of multiple nature on an immediate basis. Furthermore, TC Jhun has always been a part of PS-41, Sangarh(I). For example, the population of TC Jhun have to pay their electricity bills to Wapda/Hesco offices situated in PS-41, Sangarh (I). So the impugned shift of TC Jhun from PS-41 to PS-43 will create great hardship since it will take a lot of time for the people of Jhun to travel to PS-41 and

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furthermore, it will cost them a lot in terms of travelling expenses. The proposed delimitation is against the principle of delimitation laid down in section 20 of the Elections Act 2017 which necessitates that the delimitation of the constituencies be caused, as far as practicable, having regards to, inter alia, the existing boundaries of administrative units and public convenience.

5. The Petitioner is filing copy of his CNIC, which is enclosed as **Annex B**.
6. As per requirements of law, the Petitioner is filing the map of District Sangarh showing the constituencies as per the proposal of the Petitioner, which is attached as **Annex C**.
7. In sum and substance, the impugned proposal constitutes gerrymandering at the behest of the ruling PPP's Government of Sindh. The idea is to create constituencies so that the MPAs and MNAs hailing from PML(F), including the Petitioner, is not elected in the forthcoming general elections of Provincial Assembly.
8. The impugned proposal of delimitation is squarely against the principles of delimitation as spelt out in section 20 of the Elections Act, 2017 so also the general principles of delimitation,



in that 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, have not been maintained.

9. The Petitioner craves permission of this august Commission to permit their counsel or the said Petitioner to raise or urge any other point or ground at the time of hearing of the petition/memorandum of objections.

PRAYER

In light of the above, it is most humbly prayed that the Hon'ble Election Commission of Pakistan may kindly be pleased to recall the proposed delimitation of the relevant area and create the constituencies in terms of the map attached, according to which the proposed constituencies may be as follows:-

- a) Jhun should be shifted back from PS-43 Sangarh(II) to PS-41 Sangarh(I).


PETITIONER

Islamabad
Dated: _____

VERIFICATION

I, Long Khaskheli son of Muhammed Mithal Khaskheli, r/o RohalKhaskheli, Tapa Jhun, Taluka Sangarh, Muslim, adult, do

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hereby verify on oath that whatever stated in the petition is true and correct to the best of my knowledge and belief.

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DEPONENT

CNIC NO. 44202-7263434-1
CELL NO. 0300 3300870