

To,
Election Commission of Pakistan
Through its Secretary,
Head Office Election Commission of Pakistan
Secretariat, Election House,
Constitution Avenue, G-5/2,
Islamabad.

Handwritten signature and date: 30/03/2018
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Subject: - REPRESENTATION WITH REGARD TO PRELIMINARY
OBJECTIONS AND PROPOSALS OVER THE PRELIMINARY
LIST OF DELIMITATION OF PROVINCIAL ASSEMBLY
CONSTITUENCIES OF PS-47, PS-48, PS-49, PS-50 OF
DISTRICT MIRPURKHAS.

Dear Sir,

The undersigned respectfully submit as under: -

1. The applicant is law abiding citizen, duly register voter of District Mirpurkhas, village MakhanSamoon, Deh Chand MorioTaluka Shujaabad, District Mirpurkhas, and presently.
2. This representation before the commission u/s 21 of Election Act, 2017 r/w 12 Election Rules 2017. With reference to your notification No.F.8(3) /2018-Elec-I dated 5th March, whereby Hon'ble commission will hear and decide the objections / representations under sub-section(4) of Section 21 of the Elections Act. 2017 in connection with Preliminary list of National and Provincial Assembly Constituencies of Pakistan.
3. It is submitted the principles of delimitation of all constituencies for general seats or general seats national and provincial assemblies constituencies has been defined under the provisions of Sec.20 sub Sec,(1) as follows: -

"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."

4. It is submitted before the publication of preliminary list of the subject constituencies of District Mirpurkhas, the applicant submitted its proposal to the commission for the consideration.
5. It is submitted the delimitation committee published draft proposal of delimitation of constituencies of district Mirpurkhas vide notification dated: 05-03-2018 under rule 10 of Election Rules 2017, and has invited representation and proposals from voter of the constituencies.
6. The applicant like other voters surprised to find the proposed draft of delimitation of the constituencies of District Mirpurkhas, same is violative, contradictory of the principles of delimitation prescribe u/s 20 of Election Act, 2017, *wherein it is mandatory for the commission to strictly observed the principles based upon geographically compact areas, physical features, existing boundaries of administrative units, facilities of communication and public convenience and other cognate / similar nature to ensure homogeneity in the creation of constituencies.*

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It is respectfully submitted the draft proposal of delimitation has published has not only violated the above principles of delimitation as well as created division among the compact homogeneous and cognate population of the respective constituencies, violated administrative existing boundaries of administrative units and violative of facilities of communications as such have seriously been effected the public convenience, communication, transportation etc. therefore, require immediate attention to amend the proposed draft of constituencies in accordance with the principles / rules laid down under the prevailing law, hence this representation with the following objections on proposed draft and constructive, positive and compact and homogenous geographically as well time tested proposal for amendment of the proposed draft of the constituencies of District Mirpurkhas.

7. In view of the above submissions , I hereby submit my legal objections and proposals to preliminary list of provincial assembly constituencies namely PS-47 Mirpurkhas-I, PS-48 Mirpukhas-II, PS-49 Mirpurkhas-III and PS-50Mirpurkhas-IV, District Mirpurkhas.

LEGAL OBJECTIONS

- A. The PS-47, Mirpuskhas-I is consisting of two (2) Talukas, namely Sindhri and Hussain Bux Mari.
- B. The PS-48, Mirpurkhas-II is consisting of two (2) Talukas, namely Mirpukhas and Shujaabad.
- C. The difference of population is 9,893 between PS-47 Mirpukhas-I having population 3,86,543 being bigger & PS-48, Mirpurkhas-II having population 3,76,650 being smaller.
- D. Since 1985, Taluka Mirpurkhas and Hussain Bux Mari Taluka remained part of previous constituency i.e. PS-64 Mirpurkhas-I (old number) and never has been merged with areas of Taluka Shujaabad. There was no need to merge Taluka Mirpurkhas with Shujaabad Taluka as the population of Taluka Hussain Bux Mari is sufficient to make PS-47 Mirpurkhas-I.

(Copy of the notification dated: 09-06-2007 is attached herewith for ready reference A/1)

- E. The area of a preliminary list of PS-48 Mirpurkhas-II is not compact, contagious and territorial unity. Firstly, the boundaries of Taluka Mirpukhas and Shujaabad Taluka do not touch each other as there is a Jarwari Minor, National Highway road and Railway track is in between both Talukas. Secondly, many areas of Taluka Hussain Bux Mari are entered in Municipal committee Mirpurkhas as per population Census-2017 namely Deh-108, Deh 110, Deh 120, Deh 117 and Deh 109 Canal and National Highway divide both Dehs. Lastly it is in violation of sub-section (1) of Section 20 of the Elections Act, 2018.

(Copies of the certificate of Muktiarkar Taluka Hussain Bux Mari dated: 15-03-2018 and Certificate of Assistant Commissioner Taluka Shujaabad dated: 19-03-2018 are attached herewith for ready reference A/2& A/3)

- F. In the preliminary list of constituencies, there has been gross violation of sub-section (1) of Section 20 of the Elections Act, 2017, by not applying the principles as laid down in the Act, 2017 and guidelines.

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- G. While creating preliminary list of constituencies, the geographically compact area and public convenience has not been considered, due to which the general public will cause hardship.

Without prejudice to above legal objection, constituency wise proposals are as under: -

PROPOSAL FOR AMENDMENT
OF PROPOSAL DRAFT DELIMITATION

i) PROPOSED PS-47 MIRPURKHAS-I

- (a) Entire Mirpur Khas Taluka excluding following areas:
(i) Panhwarki STC of Mirpurkhas Taluka = 26,266
Total: 2,60182 – 26,266 = 2,33,916
- (b) Entire Hussain Bux Mari Taluka = 1,50,285

@ **Grand Total: 2,33,916 + 1,50,285 = 3,84,201 i.e. 25.51%**

ii) PROPOSED PS-48 MIRPURKHAS-II

- (a) Entire Sindhri Taluka = 2,36,258
(b) The following areas of Mirpurkhas Taluka included:
(i) STC Panhwarki = 26,266
- (c) Entire Shujaabad Taluka Excluding following areas:
(i) TC Mirwah of Mirwah STC = 21,736
(ii) TC Khunbri of Mirwah STC = 17,101
(iii) Town Committee Mirwah = 13,926
Total: 1,69,231 – 21,736 – 17,101 – 13,926 = 1,16,468

@ **Grand total: 2,36,258 + 26,266 + 1,16,468 = 3,78,992 i.e. 25.17%**

iii) PROPOSED PS-49 MIRPURKHAS-III

- (a) Entire Kot Ghulam Muhammad Taluka = 2,73,193
(b) The following areas of Digri Taluka included:
(i) STC Kangoro = 42,413
- (c) The following areas of Shujaabad Taluka included:
(i) TC Mirwah of Mirwah STC = 21,736
(ii) TC Khunbri of Mirwah STC = 17,101
(iii) Town Committee Mirwah = 13,926
Total: 21,736 + 17,101 + 13,926 = 52,763

@ **Grand Total: 2,73,193 + 42,413 + 52,763 = 3,68,369 i.e. 24.46%**

iv) PROPOSED PS-50 MIRPURKHAS-IV

- (a) Entire Jhudo Taluka = 2,20,228
(b) Entire Digri Taluka Excluding following areas
(i) STC Kangoro = 42,413
Total: 2,14,499 – 42,413 = 1,72,086

@ **Grand Total : 2,02,228 + 1,72,086 = 3,74,314 i.e. 24.86%**

(Copies of the eight (8) proposed Map of Provincial Assembly Constituencies are attached herewith for ready reference A/4)

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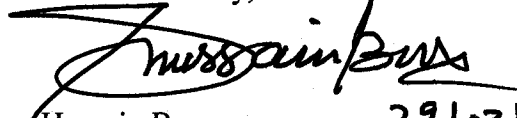
(4)

It is therefore, requested to please consider my above objections and proposals and further be pleased to amend the draft proposal of delimitations of constituencies of District Mirpurkhas and obliged.

You are also requested to please provide opportunity of personal representation before the Hon'ble commission.

With regard.

Sincerely,



Hussain Bux

S/o Muhammad Siddique

holding CNIC No.41303-4221960-7

R/o Village Makhan Samoon,

Deh Chand Morio Post office Makhan

Samoon Taluka Shujaabad, District

Mirpurkhas.

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