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**BEFORE THE ELECTION COMMISSION OF PAKISTAN
AT ISLAMABAD**

**IN THE MATTER OF DELIMITATION OF THE CONSTITUENCY
PS-52 PROPOSED IN THE PRELIMINARY REPORT**

31/07/18

Burhan S/o Muhammad Juman
Muslim, adult
R/o Goth Vahro Sharif, PO Umer Kot,
Vahro Thar, Taluka and District
Umerkot.....Objector

REPRESENTATION UNDER RULE 12 OF ELECTION RULES, 2017

Brief Background

- 1) That the objector is a registered voter and is aggrieved of the preliminary report of the proposed delimitation

**Vote certificate is attached and marked
as Annexure-"A"**
- 2) That PS-52 (Umer Kot-II) has been carved out of the constituency earlier known as PS-70.
- 3) That after the census held in year 2017, the Election Commission of Pakistan (*ECP Henceforth*) has triggered the process of delimitation under Rule 17 of Election Rules, 2017 (*Rules, 2017 Henceforth*).
- 4) That district Umer Kot has been divided into three constituencies viz: PS-51 (old PS-69), PS-52 (old PS-70) and PS-53 (old PS-68). As per the consensus held in the year 2017 PS-52 (Umer Kot-II) has a population of 363,674. The areas of Town Committee Doro Naro Tapedar Circles of Doro Naro STC viz: (a) Hasisar, (b) Harh, (c) Soonhi, (d) Debo, (e) Doro Naro, (f) Sofi and the Tapedar Circles of STC Umer Kot viz: (a) Karna, (b) Walidad Pali, (c) Kaith, (d) Digo, (e) Kunar, (f) Maroo Wai, (g) Janhiro, (h) Gapno, (i) Khirohi and Tapedar Circle Additional Kaplore of Dinore STC have been excluded from the PS-52 (old PS-70). This haphazard inclusion and exclusion has seriously imbalanced the population of the constituency which would have serious repercussions over the process of delimitation.

**Maps of the proposed delimitation are
attached and marked as Annexure-"B"
to "B/7"**

- 5) That PS-52 (old PS-70) has been delimited over Taluka Umer Kot, however, the area Tapa Additional Kaplore which starts from

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Khalrai Thar and ends at Rajari Thar which forms a part of Taluka Umer Kot has been included in PS-53 (old PS-68).

That though as per Rule 10(5) of Rules, 2017 as far as possible the delimitation of a constituency shall start from northern and shall proceed clockwise in zigzag manner keeping in view that population among the constituency shall remain as closed as may be practicable to the quota. However, in present case Tapo Additional Kaplore which was carved out of Tapa Kaplore and is a part of Taluka Umer Kot has been included in PS-53 (old PS-68), which has been delimited over Taluka Kunri. It may also be pointed out that district Umer Kot is a desert area and facilities of locomotion are at their minimal. Therefore, this would amount to placing the populous of the area in permanent disadvantage.

Notification of establishment of additional Kaplore is attached and marked as Annexure-"C"

- 7) That the previous delimitation stood the test of time and proved effective. It is important to note that earlier three elections conducted in 2002, 2008 and 2013 were conducted on the basis of previous delimitation and no objection was ever raised from any of the stakeholders. Needless to say that the earlier delimitation followed the principles of vote parity, compactness, better communication facilities and saving of geographical boundaries. However, presently the entire scheme has been inverted which ultimately would have disastrous impacts over the political fabric of the district.
- 8) That the proposed primary delimitation is against the principles of delimitation and is tantamount to disenfranchising the electors. As such the same, to ensure the political justice, may be reversed and restored to its original position, on consideration of following grounds:

GROUND:

- A. That the impugned delimitation suffers from stacking, packing and cracking which fact finds support from the fact that in serious violation of Rule 10(4) Tapedar Circle of additional Kaplore which formed a part of TC Kaplore has been cracked and packed into PS-53 (old PS-68). As such the areas of Taluka Umer Kot have been

divided into PS-52 (old PS-70) and PS-53 (old PS-68). This haphazard exclusion has seriously compromised the principle of political justice and is liable to be reversed to eliminate the possibilities of vote dilution, disenfranchisement or corrupt practices.

- B. It is beyond comprehension that the areas of Umer Kot Thar, Vahro Thar and Bahrae Thar which form part of the fourteen areas included in additional Kaplore have been included in PS-52 (old PS-70). Whereas, the remaining 11 areas namely (1) Rajar Thar, (2) Rajari Thar, (3) Nabisar Thar, (4) Sinhoi Thar, (5) Tar Samoon, (6) Sadoori Thar, (7) Jahnro Thar, (8) Sabri Thar, (9) Diatbah, (10) Kahrero Thar and (11) Kahlrai Thar which are also included in additional Kaplore have been included in PS-53 (old PS-68). It also worthwhile to mention here that the areas of Kahrero Thar and Kahlrai Thar are situated in the northern side of MC Umer Kot whereas, the rest of the areas are situated in the southern side of MC Umer Kot. Therefore, it is beyond comprehension that one complete Tapa has been divided in two constituencies in a haphazard manner. It would be appropriate to mention here that the first proviso of Rule 10(4) provides 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. It hardly needs any mention that PS-52 (old PS-70) has been delimited in serious violation of the Rules and thus is not sustainable. Needless to say that the main idea of limitation viz: geographical compactness and equality of vote has been seriously compromised.

Proposed Map and notification dated 26-03-2015 are attached and marked as Annexure-"D to D/1"

- C. Though, delimitation means the demarcation of the boundaries of an electoral constituency in order to ensure fair, just and proportional representation of the people in the elections. In a wider sense the object of delimitation is to secure, so far as practicable, equal representation for equal segments of the population in legislative bodies. However, in order to ensure skewed election results the basic meaning and real import of "process of delimitation" has been brutally mutilated.

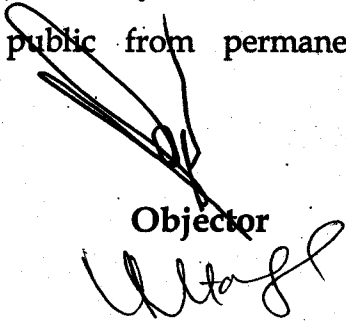
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- D. Instead of ensuring equal distribution of population existing in geographically compact areas, to save the existing boundaries of administrative units, to enable the elector to enjoy facilities of communication and to ensure the public convenience, the Delimitation Officer has adopted a ruse which would ultimately tarnish the credibility of entire process. Since, the same is meant to favour a specific political party. It hardly needs any mention that idea of gerrymandering has been seriously deprecated to ensure the process of delimitation in its letter and spirit.
- E. The impugned delimitation has seriously disturbed the voting equality and has been designed in a manner to concentrate a specific group in a specific area.
- F. That other/additional grounds shall be raised at the time of oral hearing of this representation.

Therefore, it is humbly prayed that the area of Tapo additional Kaplore may kindly be excluded from PS-53 (old PS-68) and may be included in PS-52 (old PS-70) to avoid the general public from permanent inconvenience and to chalk out the balance.

Islamabad
Dated: 31.03.2018


Objector
Counsel for Objector