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IN THE ELECTION COMMISSION OF PAKISTAN ISLAMABAD

REPRESENTATION NO. OF 2018

Gulam Murtaza Birahmani

s/o Hamzo Khan, adult, muslim,

resident of Village Samtani Taluka and

District Dadu, Sindh.....Petitioner

Versus

The Delimitation Committee Sindh.....Respondent

REPRESENTATION UNDER RULE 12 OF THE ELECTION RULES 2017

AGAINST THE DELIMITATION OF PROVINCIAL ASSEMBLY SINDH

CONSTITUENCY IN DISTRICT DADU.

Being aggrieved and dissatisfied with the delimitation proposal dated 05th March 2018 notified by the delimitation committee Sindh for the Provincial Assembly of Sindh for District Dadu viz. PS 83 Dadu I, PS 84 Dadu II, PS 85 Dadu III and PS 86 Dadu IV, the Petitioner above named respectfully submits his representation, praying inter alia therein that Honourable Election Commission of Pakistan may be pleased to call for the record and proceedings to the extent of the above constituencies and may be pleased to check the legality, propriety, validity and correctness of the proposed

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II, PS 85 Dadu III and PS 86 Dadu IV, and finalise the delimitation of the above constituencies by accepting the proposal filed by the Petitioner taking into consideration of the following facts and grounds:

FACTS

The brief facts leading to this representation are that the delimitation Committee Sindh made the following initial proposals for delimitation of Constituency of Provincial Assembly of Sindh in District Dadu.

Annexure 'B'

No & Name of Constituency	Extent of the Constituency	Population
PS- 83 Dadu- I	a) Khairpur Nathan shah Taluka and	334,258
	b) The following Tapedar Circles of Mangwani STC of Mehar Taluka:-	
	i) Addl. Faridabad,	
	ii) Faridabad,	
	iii) Garkan,	
	iv) Addl: Mangwani	8,430
	v) Addl: Garkan no. 1	18,367
	vi) Addl: Garkan no. 2 and	6,399
vii) Mangwani	6,984	
	of District Dadu	6,894
		8,159
		12,614
	Total:	402,105

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PS- 84 Dadu- II	a) Mehar Taluka excluding the following Tapedar Circles of Mangwani STC:- i) Addl: Faridabad, ii) Faridabad, iii) Garkan, iv) Addl: Mangwani v) Addl: Garkan no. 1 vi) Addl: Garkan no. 2 and vii) Mangwani of District Dadu	392,832
	Total:	392,832
PS- 85 Dadu- III	Dadu Taluka excluding the following Tapedar Circles of Badani STC i) Addl: Bakhrani ii) Addl: Khudabad iii) Badani iv) Bakhrani and v) Khudabad of District Dadu	380,442
	Total:	380,442

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PS- 86 Dadu- IV	Johi Taluka and	294,848
	The following Tapedar Circles of Badani	
	STC of Dadu Taluka	
	i)Addl: Bakhrani	13,796
	ii)Addl: Khudabad	12,887
	iii)Badani	18,186
iv)Bakhrani and	17,870	
v)Khudabad	17,300	
of District Dadu		
	Total:	374,887

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 a registered voter of Additional Khudabad Tappa of Taluka and District Dadu as such entitled to make representation for alterations in preliminary proposal of the delimitation committee.
2. That the preliminary proposal of delimitation for Provincial Assembly seats in District Dadu has been issued while ignoring the guidelines given in section 20 of the Election Act 2017 and Rules 7, 8, 9 and 10 of the Election Rules 2017.
3. That the Delimitation Committee has proposed the constituencies for Provincial Assembly of Sindh in the District Dadu keeping aside the existing boundaries of geographically compact areas, physical features of the area, as the proposed constituencies mostly cover rural areas, the conveyance is

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4. That the equalization of population among the Provincial Assembly seats of Sindh in the same district has been done with different yard sticks.
5. That in case of PS-84 Dadu II the distribution of the population has been done from North to southwards to include into PS-83 Dadu I.
6. That in clear disregard to the above criteria, the distribution of population in case of PS-85 Dadu III has been made from South to the Northward, which has caused the following violations of the principles of delimitation enunciated in Section 20 sub-section (I) of the Election Act 2017.
7. That the general convenience of the public has also been ignored while delimiting PS 85 Dadu III, the TCs of Badani STC which have been excluded from the Provincial Constituency PS 85 Dadu III are connected via Indus Highway to Dadu City which is the District Headquarter having the Offices of Mukhtiarkar Dadu, Assistant Commisioner Dadu for their day to day revenue matters.
8. That the people of Villages Jeewan Jamali, Gul Muhammed shah, Village Malhooja, Village Allahdino Pahwar, Villahe Khair muhammed Panhwar of the Tapedari Circles in question are using Pir Shakh road to connect with Indus Highway for going to Dadu City. The other major link road connecting the villages of TCs in question providing excellent road link to Dadu City are Badani to Dadu City Via villages Mukhtiarnagar, Haji Gulam Rasool Khushk, Muhbat Khan Jalbani, Paroo jo Kooh, Buxo Khan Chandio, Gul Hassan Panhwar, and many major Villages including Phakka and historical city of Khudabad. Where as on the Other hand there are no such link roads connecting the TCs in question to Johi City the Taluka head quarter of Taluka Johi. Also there is no good and reliable public transport exists between these TCs and Johi city.
9. That the proposed constituencies have been made without ascertaining the ground realities therefore the entire exercise has been

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10. That the from 1985 to 1997 the voters of Dadu taluka had been casting their votes as usual within the administrative unit of Dadu Taluka and were fully satisfied having easy access to their elected representative for the resolution of their problems.
11. The Geographical Compactness has been ignored as the five Tapas of STC Badani out of which three tapas namely 1) Badani, 2) Khudabad and 3) Additional Khudabad have no border compactness at all with Johi taluka PS-86 Dadu IV.
12. That the proposed delimitation of PS-85 Dadu III has adversely affected rather distorted the physical features of the said constituency i.e. PS-85 Dadu III (formerly PS-74).
13. That the population criteria under the delimitation proposal given by the Petitioner also suits the principles of Delimitation laid down in Section 20 of the Election Act 2017.
14. That the Petitioner has submitted proposal after making proper ground surveys and he has taken into consideration all relevant factors as envisaged under section 20 of the Election Act 2017.
15. That the marked maps of the constituency are also attached.
16. That the Petitioner seeks indulgence of the Honourable Commission to urge more grounds from the record at the time of hearing of this Representation.
17. That the Petitioner therefore respectfully prays as under:

PRAYER

- A. That the Honourable Election Commission of Pakistan may be pleased to set aside the preliminary Delimitation of the constituencies of Provincial Assembly in District Dadu 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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Dated:



PETITIONER

VERIFICATION

I, Gulam Murtaza s/o Hamzo Khan, adult, muslim, resident of village Samtani, Taluka and District Dadu do hereby state on oath that whatever stated herein above in the grounds and facts of the representation is true and correct to the best of my knowledge and belief.

Verified at Islamabad. This the day of March 2018.



Deponent

Advocate

DOCUMENTS FILED

1. Proposal for final list of constituencies Annexure A
2. Preliminary proposal of Delimitation Committee Annexure B
3. Certificates of Highways Department (to be filed on the day of hearing)
4. Map of proposed constituencies. Annexure D

DOCUMENTS RELIED UPON

1. Any other Document in rebuttal.

Dated: .03.18



PETITIONER

Drafted and drawn by me under the instructions of Petitioner

ADVOCATE FOR THE PETITIONER

Office Address: