

IN THE ELECTION COMMISSION OF PAKISTAN

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REPRESENTATION UNDER SECTION 21 OF THE ELECTIONS ACT, 2017 IN RELATION  
TO PK-57 (CHARSADA-II)

The Petitioner (Sherbad Shah Mohmand) respectfully submits as under:

1. That the Petitioner is a permanent resident of PC/UC Ziam in Tehsil Tangi, District Charsadda. The Petitioner is a registered voter in Ziam PC which according to the Preliminary Proposal for Delimitation falls within the Provincial Assembly Constituency PK-57 (Charsadda-II). The Petitioner has been elected and is currently holding the position of Nazim V.C. Ziam and in this respect is an elected public representative of the people of the Ziam area.

*Copy of the CNIC of the Petitioner and Extract from the voter list showing the Petitioner as a registered voter are appended herewith.*

2. That in the Preliminary Proposal, for no apparent reason, the areas of Ziam and Hawara and of Sherpao have been separated. It is submitted that the areas of Sherpao and Ziam are one and the same and they have always been treated as such by the people of these areas as well as the administration.
3. That the people of Ziam and Sherpao are connected by blood, tribes, family and affiliations and own property in each others areas. The *Jaidad* of the people of Sherpao lies in Ziam and Hawara.



4. That the people of Ziam share many facilities with the people of Sherpao such as hospitals, schools, graveyard, post office and other communication networks such as roads.
5. That the area of Ziam has no nexus with the areas contained in PK-57 but rather are deeply connected with Sherpao which falls within the constituency PK-56. It is submitted that Ziam and Sherpao have also fallen within one constituency.
6. That the delimitation of NA-163 is not compliant with the requirements of Section 20 of the 2017 Act as, *inter alia*, the constituency has not been properly, correctly and lawfully delimited by give due weight and regard to the following statutorily prescribed factors:
  - (i) distribution of population in geographically compact areas;
  - (ii) physical features;
  - (iii) existing boundaries or administrative units;
  - (iv) facilities of communication and public and voter convenience; and
  - (v) other cognate factors to ensure homogeneity in the creation of constituencies in District Vehari.
7. That the constituency PK-57 has not been delimited in accordance with the principles set out in Rule 10(5) of the 2017 Rules. The requirements of starting from the Northern end of the District and then proceeding clock-wise

in zigzag manner keeping in view of the population quota prescribed therein have not been followed. The map of district Charsadda with draft delimitations shows that Ziam PC naturally falls within PK-56 and not PK-57.

8. That the area of Hisara Barani Payan Patwaar Circle has also been erroneously included in PK-56 which rather forms a natural part of PK-57 having interconnections with the Dhakki PC which is already a part of PK-57.
9. That the separation of Ziam PC and Sherpao PC will unsettle the existing and established boundries and would adversely alter the scenario to the detriment of the people of these areas.
10. That according to the census report the total population of Ziam PC is 29,089 and that of Hisara Barani Payan PC is 21,763. With the shifting of Hisara Barani Payan PC from PK-56 to PK-57 and the shifting of Ziam PC from PK-57 to PK-56, the balance of population will be maintained and will stay within the quota for the district of Charsadda.

**PRAYER:**

**It therefore humbly prayed that the Ziam PC of QH Tangi be excluded from PK-57 and included in PK-56 and the Hisari Barani Payan PC be excluded from PK-56 and included in PK-57.**

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Petitioner

NAZIM V.C ZAIM

Tehsil Tangi

District Charsadda

Through:

Syed Saad Ali Shah  
Advocate.

Syed Zulqarnain Saphar  
Adv High Court.

Islamabad

Dated: March , 2018