

ORDER SHEET
IN THE HIGH COURT OF SINDH, CIRCUIT COURT,
HYDERABAD.

C.P. No.D — 1606 of 2022.

DATE

ORDER WITH SIGNATURE OF JUDGE

31.05.2022.

FOR ORDERS ON OFFICE OBJECTION.
FOR ORDERS ON M.A.5796/2022.
FOR HEARING OF MAIN CASE.

None present for the petitioner.

Mr. Khurram Shahzad, Additional Director General, Law & Zaheer Abbass Khowaja, Law Officer Election Commission of Pakistan alongwith Saleemuddin Dal District Election Commissioner Tharparkar, Prem Chand Additional D.C Mirpurkhas, Roshan Ali Jatoi DEC Mirpurkhas, Masood A. Qureshi REC Mirpurkhas, Lutuf Ali Mastoi E.O Umerkot, Muhammad Saleem Shaikh AC Shujaabad, Muhammad Yousuf Majeedano DEC Hyderabad and Ali Abdullah Khalid REC Hyderabad

Mr. Muhammad Humayoon Khan DAG

Mr. Habib ur Rehman Advocate for respondent/ NADRA.

Mr. Allah Bachayo Soomro, Additional A.G Sindh.

This petition pertains to delimitation UC No.61 Taluka Mithi District Tharparkar, wherein objection petition No.73 of 2022, were considered. Against the objection the Delimitation Committee submitted that due to increase of population in UCs, the Dehs have been divided in UC-61, UC-62 and UC-63 and previous position cannot be restored due to disturbance of population criteria and that the preliminary objective / procured jurisdiction of aforesaid constituencies in view of compactness and contiguity has not affected the Principles of Delimitation. The Delimitation Authority Mirpurkhas Division consequently passed the following order:-

“4. Arguments heard, record perused, map has also been perused. At the prima facie, on perusal of map of Taluka Mithi, District Tharparkar, it has been observed that the demarcation of UC-61, UC-62 & UC-63 has been carried out keeping in view in accordance with the

Principles of Delimitation under Section-20 of Election Act, 2017, which is reproduced below:

20. Principles of delimitation.--(i) 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.

5. Since the Union Council No.61, 62 & 63, have been found in compact form and be demarcated in accordance with the Principles of Delimitation i.e. geographically compact area, physical features, existing boundaries of administrative units, facilities of communication and public convenience. The request of the Petitioner cannot be entertained. Hence, the objection of the Petitioner is rejected. The copy of order be sent to the Delimitation Committee immediately with the direction to incorporate the decision accordingly for publication in the final gazette of delimitation of District Tharparkar. File after compilation be kept in safe custody.

DECISION.

Rejected.”

This is sufficient exercise as far as reasons as being provided by the Delimitation Authority is concerned and is sufficient compliance in pursuance of an order / judgment passed in Zulfiqar Ali Malik's case in C.P. No.D-328 of 2022. No interference as such, is required.

The petition is dismissed.

JUDGE

JUDGE

A.