

**ORDER SHEET**  
**ELECTION APPELLATE TRIBUNAL SUKKUR.**

(BEFORE MR. JUSTICE IRSHAD ALI SHAH)

Election Appeal No.S-20 of 2024

(Muhammad Shakeel Vs Federation of Pakistan & others)

DATE OF HEARING	ORDER WITH SIGNATURE OF JUDGE
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1. For Orders on CMA No. 40/2024 (Ex./A)
2. For hearing of main case.

**08-01-2024.**

Syed Tanveer Abbas Shah advocate for the appellant.  
Mr. Dareshani Ali Hyder "Ada" DAG, Pakistan.  
Mr. Zeeshan Haider Qureshi Assistant Director (Law) ECP.

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1. Deferred.
2. The appellant by way of instant appeal has impugned the order of the Returning Officer whereby his nomination paper to contest election from PS-24 (Sukkur-III) has been rejected mainly for the reason that the signatures of seconder and proposer on form-A are not genuine. The seconder and proposer now by way of filing their respective affidavits have owned their signatures on form-A. Learned DAG has recorded no objection to acceptance of nomination paper of appellant. However learned Law Officer of Election Commission of Pakistan has opposed to acceptance of nomination paper of the appellant by supporting the impugned order. The feeling which the learned Returning Officer was carrying with regard to geniuses of the signatures of the seconder and proposer was based on presumption; same even otherwise is now remedied by the seconder and proposer by filing their respective affidavits. The right to contest election could not be denied for technical reasons. As such the impugned order could not be sustained; consequently the nomination paper of the appellant shall be deemed to have been accepted.

The instant Election Appeal is disposed of accordingly.

**Judge/Appellate Tribunal**

Nasim/P.A