

**SUPREME COURT OF AZAD JAMMU AND
KASHMIR MUZAFFARABAD**

PRESENT:-

Raja Saeed Akram Khan, CJ.
Raza Ali Khan, J.

Civil appeal No.63 of 2021
(PLA filed on 20.02.2021)

Inhabitants of constituency No.LA-XXVIII
Muzaffarabad-II (Lachrat) through:-

1. Shabana Saqi (Advocate) D/ o Ch. Muhammad Maskeen R/o Nooseri Tehsil Naseerabad District Muzaffarabad (Ex-candidate for Legislative Assembly Azad Jammu and Kashmir).
2. Raja Awais Hussain S/o Altaf Husain R/o Panjgran Tehsil Naseerabad District Muzaffarabad.
3. Muhammad Akram S/o Noor Muhammad R/o Bandi Jhalian Tehsil & District Muzaffarabad.
4. Hafeez Ahmed Abbasi S/o Abdul Mateen Abbasi R/o Arlian Tehsil Naseerabad District Muzaffarabad.
5. Faizan Ahmed S/o Akbar Deen R/o Niazpura Tehsil & District Muzaffarabad.
6. Raja Muhammad Farhad Altaf S/o Altaf Husain R/o Panjgran Tehsil Naseerabad District Muzaffarabad.
7. Muneer Hussain Tabassum S/o Ch. Muhammad Maskeen R/o Nooseri Tehsil Naseerabad District Muzaffarabad.
8. Ijaz Ahmed Raja S/o Faiz Ahmed Raja R/o Pajgran Tehsil Naseerabad District Muzaffarabad.
9. Imran Ahmed S/o Muhammad Suleman R/o Pajgran Tehsil & District Muzaffarabad.
10. Raja Sajad Ahmed S/o Muhammad Mohsin R/o Panjgran Tehsil Naseerabad District Muzaffarabad.
11. Bilal Ahmed S/o Ahmed Deen R/o Niazpura tehsil & District Muzaffarabad.

12. Raja Sajid S/ o Raja Sikandar R/o Dhani Tehsil Naseerabad District Muzaffarabad.
13. Muhammad Taimoor S/o Abdul Rasheed R/o Niazpura Tehsil & District Muzaffarabad.
14. Muhammad Naseer S/o Noor Muhammad R/o Pandi Chalian
15. Muhammad Rafique s/o Mir Muhammad r/o Bandi Faqeer Muhammad, Tehsil and District Muzaffarabad
16. Muhammad Misri s/o Noor Muhammad r/o Panjkot, Tehsil Naseerabad, District Muzaffarabad.
17. Fiaz Ahemd S/ o Lal Deen 42/ o Panjkot Tehsil Naseerabad District Muzaffarabad.
18. Abdul Rasheed S/o Tajoo R/o Bandi Faqeer Muhammad Tehsil & District Muzaffarabad.
19. Pervaiz Iqbal S/o Lal Deen R/o Panjkot Tehsil Naseerabad District Muzaffarabad.
20. Raja Hammad Ahmed S/o Israr Hussain R/o Panjgran Tehsil Naseerabad District Muzaffarabad.
21. Nadeem Ahmed Sip Muhammad Misri R/o Panjkot Tehsil Naseerabad District Muzaffarabad.
22. Saqib Aziz S/o Abdul Aziz R/o Arlian Tehsil Naseerabad District Muzaffarabad.

....APPELLANTS

VERSUS

1. Waheed Mughal S/o Makkan Khan R/o Kuppabatt Patwar Circle Anwar Sharif Tehsil & District Muzaffarabad, Azad Jammu and Kashmir.
2. Muhammad Ayaz Khan Mughal R/o Village Danna Patwar Circle Anwar Sharif Tehsil & District Muzaffarabad.
3. Muhammad Ayub Khan Mughal R/o Danna Patwar Circle Anwar Sharif Tehsil & District Muzaffarabad.
4. Israr Hussain Mughal S/o Muhammad Yaqoob Khan R/o Village Anwar Sharif Tehsil & District Muzaffarabad.

5. Shabir Ahmed Shaheen R/o Village Anwar Sharif Tehsil & District Muzaffarabad.
6. 6 Kamran Mughal S/o Muhammad Imran Khan R/o Village Anwar Sharif Tehsil & District Muzaffarabad.
7. Abdul Latif Khan R/o Village Anwar Sharif Tehsil & District Muzaffarabad.
8. Muhammad Ziad Khan R/o Village Anwar Sharif Tehsil & District Muzaffarabad.
9. Muhammad Bashir Khan r/o Village Anwar Anwar Sharif, Tehsil and District Muzaffarabad.
10. Muhammad Shahnawaz r/o Village Anwar Sharif, Tehsil and District Muzaffarabad.
11. Muhammad Altaf r/o Village Anwar Sharif, Tehsil and District Muzaffarabad.
12. Muhammad Hussain R/ o Village Kapa Butt Tehsil & District Muzaffarabad.
13. Ramiz Khan R/ o Village Aroo Khatier Tehsil & District Muzaffarabad.

.... RESPONDENTS

14. Delimitation Commission of Azad Jammu and Kashmir through its Chairman and Secretary Election Commission of Azad Jammu and Kashmir, Muzaffarabad.
15. Secretary Delimitation Commission/ Election Commission of Azad Jammu and Kashmir Muzaffarabad.
16. Azad Jammu and Kashmir Government through its Chief Secretary, office situated at New Secretariat Muzaffarabad.
17. Public at large Constituency No.XXX Muzaffarabad, 4 and XXX-1 Muzaffarabad 5 &XXVII Muzaffarabad, 2,
18. Public at large of Patwar Circle Anwar Sharif Tehsil & District Muzaffarabad.
19. Public at large Constituency No.XXVII Muzaffarabad -01, LA-XXIX Muzaffarabad, 3, LAXXII Muzaffarabad 6, LA-XXII Muzaffarabad 07.

....PROFORMA RESPONDENTS

(On appeal from the judgment of the High Court dated 23.12.2020 in writ petition No.950 of 2020)

FOR THE APPELLANTS: Ch. M. Mushtaq and Mr. Tahir Aziz Khan, Advocates.

FOR THE RESPONDENTS: Mr. Haroon Riaz Mughal, Advocate.

Civil appeal No.68 of 2021
(PLA filed on 08.02.2021)

1. Yasir Abbasi S/o Muhammad Yaqoob Abbasi
2. Amir Abbasi S/o Muhammad Arif Khan Abbasi
3. Muhammad Ashfaq S/o Gull Afsar
4. Shabir Ahmed S/o Allah Khan
5. Faizan Sardar S/o Muhammad Sardar
6. Zahid Shafique Abbasi S/o Muhammad Shafique
7. Javed Iqbal Mughal S/o Shair Ahmed Khan
8. Muhammad Ramzan S/o Muhammad Akram
9. Aziz-Ur-Rehman S/o Shair Ahmed
10. Mehtab Khan S/o Aziz-Ur-Rehman Khan R/o Nand
11. Muhammad Younas S/o Muhammad Maskeen
12. Raja Khalid Mehmood S/o Raja Mehmood Khan
13. Muhammad Ashraf Kiani S/o Abdul Haq
14. Muhammad Nahid Kiani S/o
15. Shahid Mehmood Hashmi S/o Muhammad Ilyas
16. Abid Mehmood Hashmi S/o Muhammad Ilyas
17. Raja Sallar Khan S/o Raja Khalid Mehmood
18. Muhammad Iqbal Abbasi S/o Muhammad Younis Abbasi
19. Muhammad Mumtaz Abbasi S/o Muhammad Younis Abbasi
20. Muhammad Ashraf Kiani S/o Abdul Haq
21. Muhammad Yousaf Abbasi S/o Mir Zaman
22. Atta Muhammad Abbasi S/o Gul Muhammad Abbasi
23. Umer Bashir Abbasi S/o Muhammad Bashir
24. Faizan Sardar S/o Muhammad Sardar
25. Muhammad Sarfaraz S/o Muhammad Younis

26. Shahzad Khuram S/o Dil Khurram.
27. Muhammad Asmat S/o Muhammad Qasim
28. Faraz Maqsood S/o Muhammad Maqsood
29. Muhammad Ahsan Maqsood S/o Muhammad Maqsood
30. Muhammad Mushtaq S/o Shah Zaman
31. Zia Khurram S/o Dil Khurram
32. Muhammad Bakhtiar S/o Muhammad Sultan
33. Hamid Ullah S/o Muhammad Altaf
34. Sardar Nasir S/o Muhammad Yaqoob
35. Nisar Sultan S/o Muhammad Sultan
36. Muhammad Anees S/o Muhammad Shafique
37. Abdul Shakoor S/o Muhammad Yousaf
38. Abdul Sabookh S/o Muhammad Yousaf
39. Muhammad Masood S/o Abdul Shakoor
40. Muhammad Kabir S/o Noor Aalim
41. Abdul Qadeer S/o Muhammad Qadir
42. Muhammad Naseer S/o Muhammad Qadir
43. Muhammad Ikram S/o Muhammad Akram
44. Muhammad Ramzan S/o Muhammad Akram
45. Muhammad Nouman S/o Muhammad Irfan
46. Muhammad Danyal S/o Muhammad Irfan
47. Muhammad Maqbool S/o Abdul Qadir
48. Raheed Abbasi S/o Muhammad Mehrban
49. Sehroosh Abbasi S/o Muhammad Sarfaraz
50. Sarmad Abbasi S/o Muhammad Sarfaraz
51. Muhammad Saeed Khan S/o Ali Bahadur
52. Muhammad Hafeez Khan S/o Muhammad Yousaf
53. Ahmer Abbasi S/o Muhammad Saeed Abbasi
54. Muhammad Altaf S/o Kala Khan
55. Muhammad Naveed Abbasi S/o Mir Aalam Abbasi
56. Muhammad Azad Abbasi S/o Muhammad Yousaf
57. Aqib Iqbal S/o Muhammad Iqbal
58. Muhammad Firdos S/o Muhammad Farid
59. Muhammad Farid S/o Khani Zaman
60. Muhammad Farhad S/o Muhammad Farid
61. Muhammad Imtiaz S/o Shah Zaman
62. Muhammad Arif Abbasi S/o Ali Bahadur
63. Muhammad Asim Naseem S/o Muhammad Arif
64. Muhammad Hammad Abbasi S/o Muhammad Arif
65. Muhammad Arshad Abbasi S/o
66. Ahmed Saeed S/o Muhammad Saeed

67. Muhammad Naeem Abbasi S/o Muhammad Bashir
68. Muhammad Adeel Abbasi S/o Muhammad Sagheer
69. Muhammad Adeel Abbasi S/o Muhammad Sagheer
70. Sajid Abbasi S/o Ghulam Nabi
71. Raja Tariq Mehmood S/o Mehmood Khan
72. Raja Muhammad Mumtaz S/o Muhammad Alam
73. Raja Muhammad Zawar S/o Khalid Mehmood Khan
74. Raja Mehran S/o Tariq Mehmood
75. Raja Abdul Basit S/o Mir Abdul
76. Farooq Awan S/o Safar Deen
77. Muhammad Ibrahim Awan S/o Muhammad Maskeen
78. Rizwan Kiani S/o Muhammad Ashraf
79. Amjad Kiani S/o Ali Afsar
80. Raja Khaliq Mehmood S/o Raja Khalid Mehmood
81. Muhammad Ashraf Kiani S/o Abdul Haq
82. Muhammad Naheed Kiani S/o Gul Zaman
83. Shahid Mehmood Hashmi S/o Muhammad Ilyas
84. Abid Mehmood Hashmi S/o Muhammad Ilyas
85. Muhammad Amjad Abbasi S/o Ghulam Nabi Abbasi,
86. Muhammad Sagheer S/o Muhammad Bashir
87. Muhammad Asif S/o Said Afzal
88. Muhammad Mehfooz S/o Said Afzal
89. Muhammad Usman S/o Said Afzal
90. Muhammad Abbas S/o Said Afzal
91. Haq Nawaz Hashmi S/o Muhammad Ilyas
92. Khaqan Sahid Hashmi S/o Shahid Mehmood
93. Usman Shahid Hashmi S/o Shahid Mehmood
94. Aftab Ahmed S/o Abdul Latif
95. Khalil Ahmed S/o Abdul Khalil
96. Muhammad Shafiq Qureshi S/o Muhammad Rafique,
97. Muhammad Fiaz Kiani S/o Fazal-Ur-Rehman Kiani
98. Ubaid Kiani S/o Gul Zaman,
99. Fida Muhammad S/o Muhammad Shafique
100. Mazhar Shafique S/o Muhammad Shafique
101. Muhammad Farid S/o Ali Bahadur
102. Muhammad Khalique S/o Muhammad Shafique

103. Muhammad Saeed S/o Sain Muhammad
104. Shakir Shafique S/o Muhammad Shafique Abbasi
105. Jamshaid Akbar S/o Gul Akbar
106. Muhammad Jhanzaib Kiani S/o Muhammad Ashraf
107. Muhammad Muneeb,
108. Asif Saeed S/o Muhammad Saeed
109. Kashif Saeed S/o Muhammad Saeed
110. Danish Saeed S/o Muhammad Saeed
111. Hameed Qureshi S/o Habib Ullah
112. Muhammad Khursheed Abbasi S/o Mir Alam
113. Hanif Muhammad S/o Muhammad Saddique
114. Ghulam Qadir Abbasi S/o Abdullah
115. Najam-Ul-Saqib S/o Muhammad Saeed
116. Muhammad Fiaz Abbasi S/o Muhammad Sadiq
117. Faizan Abbasi S/o Ghulam Abbasi
118. Muhammad Zubair Abbasi S/o Gul Muhammad
119. Muhammad Yousaf Abbasi S/o Mir Zaman
120. Shahzad Ahmed Abbasi S/o Abdul Rasheed
121. Abdul Rasheed Abbasi S/o Muhammad Ali
122. Haji Said Akbar Khan S/o Ali Bahadur
123. Suneel Hussain S/o Bani Hussain
124. Sajjad Akbar S/o Said Akbar
125. Mehtab Akbar S/o Said Akbar
126. Muhammad Fawad Sadiq S/o Muhammad Sadiq
127. Muhammad Tanveer Abbasi S/o Muhammad Akram
128. Adeeb Sultan Abbasi S/o Muhammad Sultan
129. Khalil-Ur-Rehman Qureshi S/o Jalil
130. Muhammad Tufail Qureshi S/o Abdul Latif
131. Muhammad Aqeel Hashmi S/o Abdul Jalil
132. Muhammad Attiq Qureshi S/o Muhammad Rafique
133. Abdul Qayyum Bhatti S/o Kala
134. Muhammad Ameen Bhatti S/o Kala
135. Ahmed Ali Bhatti S/o Anayat Ullah
136. Muhammad Riaz Bhatti S/o Gul Zaman
137. Muhammad Slaeem Bhatti S/o Gul Zaman
138. Abdul Rasheed Awan S/o Imam Deen
139. Muhammad Asif Awan S/o Imam Din
140. Muhammad Haroon Awan S/o Saffar Deen
141. Muhammad Khursheed Bhatti S/o Fageer Muhammad

142. Muhammad Shafique Bhatti S/o Muhammad Maskeen
143. Abdul Aziz Bhatti S/o Gul Zaman
144. Gulfaraz Bhatti S/o Abdul Aziz
145. Hammad Aziz Bhatti S/o Abdul Aziz
146. Nazir Bhatti S/o Bostan
147. All residents of Patwar Circle Anwar Sharif Tehsil and District Muzaffarabad, Azad Jammu and Kashmir.

....APPELLANTS

VERSUS

Inhabitants of Patwar Circle Anwar Sharif through:-

1. Waheed Mughal Son of Makhan Khan R/o Kuppabutt Patwar Circle Anwar Sharif Tehsil and District Muzaffarabad.
2. Mohammad Ayaz Khan Mughal R/o Village Danna Patwar Circle Anwar Sharif Tehsil and District Muzaffarabad.
3. Mohammad Ayub Khan Mughal R/o Village Danna Patwar Circle Anwar Sharif Tehsil and District Muzaffarabad.
4. Israr Hussain Mughal Son of Muhammad' Yaqoob Khan R/o Village Anwar Sharif, Patwar Circle Anwar Sharif Tehsil and District Muzaffarabad.
5. Shabbir Ahmed Shaheen R/o Village Anwar Sharif, Patwar Circle Anwar Sharif Tehsil and District Muzaffarabad.
6. Kamran Mughal Son of Muhammad Imran Khan R/o Anwar Sharif, Patwar Circle Anwar Sharif Tehsil and District Muzaffarabad.
7. Abdul Latif Khan Rio Anwar Sharif, Patwar Circle Anwar Sharif Tehsil and District Muzaffarabad.
8. Muhammad Zaid Khan R/o Anwar Sharif, Patwar Circle Anwar Sharif Tehsil and District Muzaffarabad.
9. Muhammad Bashir Khan R7o Anwar Sharif, Patwar Circle Anwar Sharif Tehsil and District Muzaffarabad.

10. Muhammad Shahnawaz R/o Anwar Sharif, Patwar Circle Anwar Sharif Tehsil and District Muzaffarabad.
11. Muhammad Altaf R/o Anwar Sharif, Patwar Circle Anwar Sharif Tehsil and District Muzaffarabad.
12. Muhammad Hussain R/o Anwar Sharif, Patwar Circle Anwar Sharif Tehsil and District Muzaffarabad.
13. Rameez Khan R/o Anwar Sharif, Patwar Circle Anwar Sharif Tehsil and District Muzaffarabad

....RESPONDENTS

14. Delimitation Commission of Azad Jammu and Kashmir through its Chairman and Secretary Election Commission of Azad Jammu and Kashmir Muzaffarabad.
15. Secretary Delimitation Commission/Election Commission of Azad Jammu and Kashmir Muzaffarabad.
16. Azad Jammu and Kashmir Government through its Chief Secretary, having his office at New Civil Secretariat Muzaffarabad.
17. Public at large Constituency No.XXX Muzaffarabad 4 and XXX-1, Muzaffarabad 5 & XXVIII Muzaffarabad 2.
18. Public at large of Patwar Circle Anwar Sharif Tehsil and District Muzaffarabad.
19. Public at Large Constituency No.XXVII Muzaffarabad 01, LA XXIX Muzaffarabad, 3, LA-XXII Muzaffarabad-6, LA-XXIII Muzaffarabad 07.

...PROFORMA NON-APPLICANTS

(On appeal from the judgment of the High Court dated 23.12.2020 in writ petition No.950 of 2020)

FOR THE APPELLANTS:

Sh. Attiq-ur-Rehman,
and Mr. Tahir Aziz
Khan, Advocates.

FOR THE RESPONDENTS: Mr. Haroon Riaz
Mughal, Advocates.

Civil appeal No.61 of 2021
(PLA filed on 20.02.2021)

1. Sardar Gul Muhammad Khan S/o Sardar Muhammad Khan
2. Sardar Muhammad Arif Khan S/o Sultan Muhammad Khan
3. Sardar Muhammad Nafeez Khan S/o Muhammad Arif Khan
4. Sardar Kamran Khursheed Khan S/o Muhammad Khurshid
5. Qari Haq Nawaz S/o Muhammad Hussain
6. Sardar Muhammad Naseer Anjum Advocate
7. Sardar Kashan Masood, Advocate Ex-Candidate for Legislative Assembly Muslim Conference.
8. Sardar Nazam Khan Ex-Candidate of Legislative Assembly.
9. Sardar Qayyum Usmani Ex-Administrator Municipal Corporation District Poonch.
10. Sardar Ahsan-ur-Rehman Advocate
11. Sardar Khalil Qaiser Advocate President Bar Association.
12. Sardar Zia Ahmed Advocate Secretary General Bar Association.
13. Sardar Mustafa Advocate
14. Sardar Zia Ullah Afaqi Advocate
15. Sardar Azad Khan Advocate
16. Sardar Muhammad Nasim Khan Ex-Member Local Council
17. Sardar Muhammad Saleem Khan Ex-Member Local Council
18. Haji Muhammad Qasim Khan
19. Sardar Muhammad Nasim Khan Member Local Council Chaprian
20. Chaudhary Muhammad Sharif Khan Pirkot
21. Qari Tariq Mansoor Pothi Chaprian
22. Raja Sajjad Ahmed Khan
23. Ahsan Khursheed General Secretary Muslim. Conference

24. Sardar Haroon Samar President JKLF
25. Shafique Hussain Bazmi President Peoples Party Hajira.
26. Mehmood Sudozai President Muslim Conference Hajira.
27. Muhammad Sarwar S/o Muhammad Siddique Khan R/o Pirkot.
28. Muhammad Zubair S/o Abdul Kareem
29. 29.. Abdul Rehman Khan S/o Abdul Hameed Khan
30. Muhammad Shafi Khan S/o Fateh Alam Khan
31. Muhammad Sharif Ahmed S/o Atta Muhammad
32. Muhammad Hussain Khan S/o Ghulam Muhammad
33. Muhammad Siddique Khan S/o Ali Akbar Khan
34. Muhammad Haleem Khan S/o Muhammad Raheem. Khan
35. Abdul Hameed Sheikh S/o Abdullah
36. Muhammad Raheem S/o Lal Din
37. Sikandar Hayyat S/o Muhammad Yaqoob Khan
38. Muhammad Amjad S/o Muhammad Yaqoob Khan,
39. Muhammad Maroof Khan S/o Muhammad Shari Khan
40. Muhammad Muneer S/o Kaloo Khan
41. Shabbir Ahmed S/o Raj Muhammad
42. Muhammad Khalil S/o Muhammad Yousaf
43. Waqas Karim S/o Abdul Karim
44. Abdul Rehman S/o Abdul Hameed
45. Muhammad Aziz S/o Umer Din
46. Muhammad Kabir S/o Raja Abdul Rehman
47. Wajid Ali S/o Muhammad Shafi
48. Raja Muhammad Latif Khan S/o Imam Din Khan
49. Muhammad Hafeez S/o Muhammad Arif
50. Muhammad Kabir S/o Muhammad Arif
51. Muhammad Tariq S/o Abdul Rehman
52. Abdul Hameed Khan S/o Muhammad Alam Khan
53. Abdul Raheem Khan S/o Abdul Karim Khan
54. Muhammad Ayub S/o Abdul Hussain Khan
55. Shoukat Ali Khan S/o Noor Muhammad Khan
56. Muhammad Nazir Khan S/o Muhammad Bashir Khan
57. Muhammad Azmat S/o Muhammad Sher Khan
58. Muhammad Gulfraz Khan S/o Sardar Shah Muhammad

59. Muhammad Zaffar S/o Muhammad Suleman Khan
60. Muhammad Hanif S/o Baqa Muhammad
61. Makhan Khan S/o Muhammad Din
62. Muhammad Hafeez S/o Burhan Ali Khan
63. Usman Qasim S/o Muhammad Qasim
64. Muhammad Azam S/o Muhammad Afsar
65. Adeel S/o Muhammad Asif
66. Abdul Rehman S/o Muhammad Afsar
67. Hamad Tariq S/o Muhammad Tariq
68. Muhammad Zahoor Khan S/o Khan Muhammad Khan
69. Muhammad Bashir S/o Feroz Din
70. Abdul Ghani S/o Muhammad Akram
71. Muhammad Siddique S/o Ghulam-ud-Din
72. Muhammad Javid S/o Abdul Hussain
73. Waqar Aziz S/o Muhammad Aziz
74. Muhammad Aziz S/o Umer Din
75. Mir Rizwan S/o Abdul Rasheed
76. Muhammad Saleem S/o Muhammad Hussain
77. Muhammad Javed S/o Muhammad Khan
78. Abdul Rasheed S/o Noor Muhammad
79. Ajmal Karim S/o Muhammad Karim
80. Muneeb-ur-Rehman S/o Abdul Rehman
81. Abdul Karim S/o Muhammad Ayyub
82. Zahoor Karim S/o Muhammad Karim
83. Faisal Karim S/o Muhammad Karim
84. Zia-ur-Rehman S/o Muhammad Yousaf
85. Attique Ahmed S/o Muhammad Hussain
86. Mehmood Ahmed S/o Muhammad Hussain
87. Muhammad Manzoor S/o Wazir Muhammad
88. Muhammad Sarfraz1 S/o Muhammad Azam
89. Muhammad Imtiaz S/o Sahib Din
90. Abdul Raheem S/o Abdul Hameed
91. Muhammad Imtiaz S/o Muhammad Azam
92. Abdul Raheem S/o Muhammad Afsar
93. Muhammad Hameed Khan S/o Akbar Din Khan
94. Muhammad Arif S/o Muhammad Latif
95. Abdul Waheed S/o Bashir Ahmed
96. Bashir Ahmed S/o Abdul Ghani
97. Abdul Rehman S/8 Abdul Hameed
98. Havaladar Abdul Azz S/o Muhammad Akbar

99. Muhammad Bashir Khan S/o Muhammad Yousaf Khan
100. Muhammad Tariq Khan S/o Muhammad Latif Khan
101. Haroon Sarwar S/o Muhammad Sarwar
102. Faheem Sardar S4, Muhammad Sardar
103. Muhammad Naeem Khan S/o Afsar Khan
104. Zeeshan Faiz S/o Fiaz Muhammad Khan
105. Muhammad Karim Khan
106. Chaudhary Tahirlazir S/o Nazir Ahmed
107. Muhammad Qayyum S/o Muhammad Suleman
108. Muhammad Ilyas Khan S/o Muhammad Suleria
109. Irfan Ahmed S/o Muhammad Qayyum
110. Chaudhary Makhdom
111. Muhammad Aslam S/o Ayub Khan
112. Waqar Karim S/o Abdul Karim
113. Umer Naizr S/o Muhammad Nazir
114. Muhammad Arshad S/o Ghulam Hussain
115. Muhammad Farooq S/o Gull Muhammad
116. Muhammad Khursheed Khan S/o Muhammad Sharif Khan
117. Noman Farooq S/o Muhammad Farooq Khan
118. Kamran Farooq S/o Muhammad Farooq Khan
119. Sarwar Khan S/o Muhammad Azeem Khan
120. Muhammad Sarwar Khan S/o Muhammad Khan
121. Muhammad Anwar Khan S/o Muhammad Khan
122. Muhammad Aslam Khan S/o Muhammad Ayub
123. Muhammad Sabir Khan S/o Muhammad Akbar Khan
124. Muhammad Shamraiz Khan S/o Noor Hussain Khan
125. Abdullah Khan S/o Noor Hussain Khan
126. Muhammad Rafique S/o Sheikh Abdullah
127. Muhammad Mehmood S/o Muhammad Rafique
128. Abdul Shakoor S/o Muhammad Rafique
129. Muhammad Shafique S/o Muhammad Rafique
130. Muhammad Riaz S/o Abdul Hameed
131. Muhammad Shaukat S/o Abdul Hameed
132. Mir Iqbal S/o Zia ul Rafique
133. Muhammad Latif S/o Sheikh Abdullah
134. Zaffar Iqbal S/o Muhammad Latif
135. Muhammad Azad Khan S/o Muhammad Ashraf
136. Muhammad Ashraf S/o Ghulam Hussain

137. Muhammad Maqsood S/o Muhammad Ashraf
138. Muhammad Asghar Khan S/o Muhammad Ashraf
139. Aqeel Maqsood S/o Muhammad Maqsood
140. Muhammad Nazir S/o Sheikh Abdullah
141. Choudhary Ghulam Mustafa. S/o Ch. Mushtaq
142. Muhammad Farooq S/o Sher Ahmed Khan
143. Muhammad Ilyas S/o Muhammad Suleman Khan
144. Muhammad Hussain S/o Ghulam Muhammad
145. Muhammad Usman S/o Muhammad Ashraf
146. Muhammad Aqib Khan S/o Muhammad Ayub
147. Muhammad Sajid S/o Muhammad Arif
148. Muhammad Mehtab S/o Khan Muhammad Khan
149. Zulfiqar Ali S/o Haji Shah Muhammad
150. Muhammad Habib Khan S/o Muhammad Akbar
151. Muhammad Hanif S/o Muhammad Said Khan
152. Muhammad Haleem S/o Muhammad Hayat Khan
153. Abdul Haseeb S/o Ishaque
154. Sadam Ashraf S/o Muhammad Ashraf
155. Muhammad Sadiq Khan S/o Suleman Khan
156. Alam Khan S/o Hussain Khan
157. Ameer Sheikh S/o Noor Mohammad Sheikh
158. Muhammad Tariq Khan S/o Abdul Hameed Khan
159. Nazir Ahmed S/o Muhammad Bashir
160. Muhammad Asghar S/o Muhammad Makhan Khan
161. Shah Muhammad Khan S/o Baqa Muhammad Khan
162. Muhammad Imran S/o Abdul Rehman Khan
163. Muhammad Tariq S/o Ali Muhammad
164. Abid Hussain S/o Muhammad Sadiq
165. Muhammad Waheed Khan S/o Muhammad Arif
166. Yousaf Khan S/o Muhammad Afsar Khan
167. Muhammad Manzoor Khan S/o Muhammad Khan
168. Muhammad Asif SO Muhammad Yousaf Khan
169. Muhammad Ashraf S/o Noor Hussain
170. Muhammad Zulfiqar S/o Muhammad Akram
171. Atif Haleem S/o Muhammad Haleem
172. Yasir Hameed S/o Muhammad Hameed Khan,
173. Muhammad Attique S/o Muhammad Arif
174. Nabeel Naz S/o Muhammad Akbar
175. Muhammad Sadheer S/o Raja Muhammad Latif
176. Sohail Raja S/o Abdul Rehman

177. Muhammad Latif Khan S/o Sakhi Muhammad Khan
178. Muhammad Ibrahim Khan S/o Fateh Muhammad Khan
179. Abdul Razzaq Khan S/o Mir Zaman Khan
180. Muhammad Javed Khan S/o Muhammad Sharif Khan
181. Farhan Javed S/o Muhammad Javed Khan
182. Muhammad Zakir Muhammad Hameed
183. Gulfraz Ahmed S/o Sardar Shah Muhammad
184. Zaffar Khan S/o Suleman. Khan
185. Maqbool Khan S/o Muhammad Afsar Khan
186. Muhammad Mubashar Khan S/o Muhammad Arhad Khan
187. Muhammad Zubair Khan S/o Muhammad Shari Khan
188. Muhammad Rafique Khan S/o Abdul Hussain Kan
189. Muhammad Khalil S/o Muhammad Yousaf
190. Muhammad Sagheer S/o Muhammad Yousaf Khan
191. Muhammad Shoaib S/o Muhammad Saleem
192. Raja Abdul Rehman S/o Zaman Ali
193. Rashid Arshad Khan S/o Muhammad Arshad Khan
194. Muhammad Azmat Khan S/o Muhammad Spar Khan
195. Munawar Saeed S/o Muhammad Saeed Khan
196. Muhammad Nawaz S/o Muhammad Ishaque Khan
197. Muhammad Maqsood Khan S/o Said Muhammad Khan
198. Bisharat Hussain S/o Muhammad Latif
199. Atif Haleem S/o Muhammad Khan
200. Irfan Arif S/o Muhammad Arif
201. Noman Khan S/o Nazir Hussain
202. Muhammad Maskeen Siddiqui S/o Shabbir Muhammad Khan
203. Yasir Hameed S/o Abdul Hameed
204. Faizan Ayub S/o Muhammad Ayyub
205. Muhammad Mansoor Sadiq S/o Muhammad Sadiq
206. Muhammad Afraz Tabasum S/o Sher Muhammad Khan
207. Muhammad Waheed Khan S/o Muhammad Aslam,

208. Muhammad Haleem Khan S/o Khan Muhammad Khan
209. Mirza Bisharat Hussain S/o Mirza Fayyazullah,
210. Muhammad Kabir Khan S/o Muhammad Arif
211. Muhammad Sadiq S/o Muhammad Ismail Khan
212. Ahmed Aslam S/o Muhammad Aslam
213. Amjad Aslam S/o Muhammad Aslam
214. Lal Hussain S/o Satar Muhammad
215. Muhammad Manzoor S/o Sooba Khan
216. Muhammad Rafique S/o Sooba Khan.
217. Abdul Aziz S/o Muhammad Siddique
218. Muhammad Saddique S/o Ghulam Din
219. Muhammad Shabbir Khan S/o Siraj Din
220. Sajid Aslam S/o Muhammad Aslam
221. Muhammad Aslam Khan S/o Alif Din
222. Muhammad Azam Khan S/o All Haider
223. Muhammad Razzaq S/o Muhammad Siddique
224. Khalid Mehmood S/o Muhammad Siddique
225. Imran Younis S/o Muhammad Younis
226. Nadeem Khan S/o Muhammad Rahim Iqbal
227. Wasim Akram S/o Muhammad Rahim Iqbal
228. Muhammad Haleem Khan S/o Muhammad Rahim Iqbal
229. Muhammad Raheem S/o Lal Din
230. Muhammad Sarwar S/o Atta Muhammad
231. Muhammad Ishaq S/o Atta Muhammad
232. Muhammad Sarwar
233. Muhammad Hanif S/o Atta Muhammad
234. Muhammad Rafique S/o Ghulam. Din
235. Muhammad Raqeeb S/o Faiz Akbar
236. Abdul Hakeem S/o Faiz Akbar
237. Muhammad Maskeen S/o Faiz Akbar
238. Muhammad Yousaf S/o Muhammad Mirza
239. Muhammad Khalil Khan S/o Ali Hussain
240. Muhammad Ashfaq Khan S/o Ali Hussian
241. Naeem Ashraf S/o Muhammad Ashraf
242. Muhammad Ashraf S/o Alaf Din
243. Asad Ali S/o Shah Muhammad Khan
244. Muhammad Pervez Khan S/o Shah Muhammad Khan
245. Jameel Akhtar S/o Alif Din Khan
246. Waqas Nawaz S/o Muhammad Nawaz
247. Azhar Mehmood S/o Shah Muhammad Khan

248. Muhammad Shakeel Khan S/o Alaf Din Khan
249. Adeem Ashraf S/o Muhammad Ashraf
250. Arshad Mehmood S/o Nazar Muhammad
251. Muhammad Ishaque S/o Atta Muhammad
252. Muhammad Riasat S/o Atta Muhammad
253. Muhammad Hanif S/o Atta Muhammad
254. Arshad Mehmood /o Zaffar Hussain
255. Javed Akhtar S/o Faqeer Muhammad Khan
256. Muhammad Javed S/o Ali Afsar
257. Muhammad Sarwar S/o Hussain Muhammad
258. Ejaz Khan S/o Raza Khan
259. Muhammad Shakeel Khan S/o Muhammad Arif Khan
260. Basit Riaz S/o Muhammad Riaz
261. Sabir S/o Muhammad Ashraf
262. Muhammad Ashraf Khan S/o Abdul Hussain
263. Muhammad Imran Khan S/o Muhammad Rasheed,
264. Muhammad Saleem S/o Muhammad Siddique
265. Muhammad Mumtaz Khan S/o Khan Muhammad Khan
266. Muhammad Sharif S/o Atta Muhammad
267. Muhammad Walayat Khan S/o Hussain Muhammad
268. Adeel Yousaf S/o Muhammad Yousaf
269. Muhammad Imran S/o Muhammad Siddique
270. Muhammad Siddique S/o Ali Akbar
271. Muhammad Tariq S/o Muhammad Latif
272. Mehran Nawaz S/O Muhammad Nawaz
273. Muhammad Inzar S/o Muhammad Husain
274. Muhammad Asif S/o Atta Muhammad
275. Muhammad Masood Khan S/o Muhammad Hayyat Khan
276. Anwar Aslam S/o Muhammad Aslam
277. Abdul Hameed Khan S/o Sheikh Abdullah
278. Muhammad Latif S/o Ali Akbar Khan
279. Naveed Arif S/o Muhammad Arif
280. Muhammad Sajjad Khan S/o Misri Khan
281. Muhammad Sohrab Khan S/o Misri Khan
282. Ijaz Azam S/o Muhammad Azam
283. Muhammad Yaqoob Khan S/o Feroz Din Khan
284. Muhammad Pervaiz Khan S/o Muhammad Yousaf Khan

285. Muhammad Altaf Khan S/o Muhammad Yousaf Khan
286. Muhammad Asif S/o Muhammad Yousaf
287. Muhammad Sharif S/o Noor Hussain
288. Muhammad Shoukat S/o Muhammad Qasim
289. Muhammad Qadeer S/o Shah Muhammad
290. Muhammad Wasim S/o Muhammad Perviaz
291. Muhammad Roshan S/o Sakhi Muhammad Khan
292. Muhammad Riaz Khan S/o Muhammad Shair Kan
293. Asghar Khan S/o Muhammad Ashraf
294. Muhammad Shafat S/o Muhammad Yaseen
295. Muhammad Amjad Khan S/o Muhammad Yaqoob,
296. Muhammad Pervez
297. Muhammad Siddique Khan
298. Muhammad Khursheed Khan
299. Amir Aziz S/o Muhammad Aziz
300. Abdul Ghafoor Khan S/o Rukan Din
301. Muhammad Khalid Khan
302. Muhammad Bashir S/o Feroz Din Khan
303. Muhammad Mehmood S/o Rukan Din
304. Mazhar Qari
305. Abdul Qayyum Khan S/o Feroz Din Khan
306. Muhammad Sharif S/o Atta Muhammad
307. Muhammad Waseem Khan S/o Muhammad Pervaiz
308. Shafee Karim S/o Abdul Karim
309. Jameela Khatoon W/o Muhammad Faroog Khan
310. Saima Mukhtar W/o Muhammad Mukhtar
311. Akhtar Jan W/o Muhammad Rafique
312. Rukhsana Bibi W/o Sabir Khan.
313. Shamim Akhtar
314. Rafina Begum W/o Qayyum Khan
315. Nagina Qayyum W/o Abdul Qayyum
316. Mehreen Aslam W/o Muhammad Aslam
317. Robina Akhtar W/o Sabir Khan
318. Nasim Akhtar W/o Muhammad Hameed Khan
319. Irfan Ahmed S/o Abdul Qayyum
320. Muhammad Hanif Khan S/o Shair Alam
321. Muhammad Azam S/o Samundar Ali Khan
322. Saira Yasin W/o Muhammad Yasin
323. Rehmat Khan W/o Muhammad Ashraf
324. Jameela Akhtar W/o Abdul Lateef
325. Farzana Kanwal W/o Noor Muhammad

326. Farzana Tabassum
327. Sumera Ameen W/o Muhammad Ameen R/o Pirkot
328. Abdul Hameed S/o Muhammad Sain
329. Abdul Aziz S/o Alam Din
330. Mazhar Karim S/o Muhammad Karim
331. Talib Hussain S/o Ghulam Hussain
332. Muhammad Nisar S/o Muhammad Karim
333. Muhammad Yasin Ashraf S/o Muhammad Ashraf
334. Irfan Yasin S/o Muhammad Yasin.
335. Imran Ameen S/o Muhammad Ameen
336. Sabir Ashraf S/o Muhammad Ashraf
337. Muhammad Sabir S/o Muhammad Kabir
338. Ch. Muhammad Hanif S/o Muhammad Rafique
339. Imran Khan S/o Muhammad Rasheed
340. Muhammad Farooq ,S/o Shair Ahmed
341. Usman Ahmed S/o Abdul Qayyum
342. Muhammad Saleem Khan S/o Muhammad Hussain
343. Muhammad Ashraf Khan S/o Abdul Hussain
344. Shahid Ashraf S/o Muhammad Ashraf Khan°
345. Faheem Sardar S/o Muhammad Sardar
346. Sajid Iqbal S/o Muhammad Iqbal
347. Abdul Kareem S/o Muhammad Akbar
348. Ghulam Mustafa S/o Muhammad Bashir
349. Muhammad Naseer S/o Muhammad Shareef
350. Muhammad Altaf Than S/o Muhammad Siddique
351. Qari Shahid Ali S/o Ali Muhammad Khan
352. Muhammad Hammad Khan S/o Kabir Din Khan
353. Zulfiqar Hussain Shah S/o Muhammad Ayyub Shah
354. Waqar Aziz S/o Muhammad Aziz
355. Muhammad Aziz S/o Umer Din
356. Abdul Ghani S/o Akbar Din
357. Muhammad Aslam S/o Wazir Muhammad
358. Shafqat Hussain Shah S/o Sagheer Hussain Shah
359. Iftikhar Khan S/o _Muhammad Roshan
360. Kafayat S/o Sardar Khan
361. Saba Qayyum W/o Abdul Qayyum
362. Muhammad Aslam S/o Muhammad Ayyub
363. Muhammad Sabir Khan S/o Akbar Din
364. Mehran Aslam,
365. Muhammad Rasheed S/o Summandar Khan

366. Adnan Khursheed S/o Muhammad Khursheed
367. Kabir Hussain S/o Muhammad Ayub
368. Rasheeda Khanum W/o Khursheed Khan
369. Abdul Kareem S/o Muhammad Ayyub
370. Abdul Hameed Sheikh S/o Abdullah
371. Sajid Iqbal S/o Muhammad Rafiuge
372. Raheela Naeem
373. Saeeda Rauf
374. Farzana Khanum W/o Noor Muhammad
375. Ghazala Rafique,
376. Sobia Khalil
377. Shehnaz Nawaz
378. Tahira
379. Nama
380. Mehvish
381. Nazia
382. Saira Sarwar W/o Muhammad Sarwar
383. Hameed Jan W/o Muhammad Rafique
384. Shamim Akhtar W/o Muhammad Ameen
385. Raheela Asif W/o Muhammad Asaf Khan
386. Nazia Zahoor W/o Zahoor Ahmed
387. Saddiqa Begum W/o Muhammad Nazir
388. Sabir Jan W/o Muhammad Ashraf
389. Safia Begum W/o Muhammad Tariq
390. Parveen Akhtar W/o Abdul Hameed Khan
391. Sajida Begum W/o Muhammad Ishaque
392. Surriya Begum W/o Muhammad Din Khan
393. Mehmood Sudozai President Muslim Conference
Hajira. All Residents of Pirkot Tehsil Hajira District
Poonch, Azad Jammu and Kashmir.

....APPELLANTS

VERSUS

1. Delimitation Commission Constituted under section. 4 of Azad Jammu and Kashmir, office situated at New Secretariat Chatter Muzaffarabad.
2. Election Commissioner of Azad Jammu and Kashmir, through Chief Election Commissioner, office situated at new Secretariat Muzaffarabad.

3. Chief Election Commissioner of Azad Jammu and Kashmir office situated at new Secretariat Muzaffarabad.
4. Rashid Mehmood, Deputy Election Commissioner of Azad Jammu and Kashmir, office situated at new Secretariat Muzaffarabad.
5. Commissioner Revenue Poonch (Rawalakot), Azad Jammu and Kashmir.
6. Deputy Commissioner Poonch (Rawalakot), Azad Jammu and Kashmir.
7. Azad Govt. of the State of Jammu and Kashmir, through Secretary Election Commission, Azad Jammu and Kashmir.
8. Secretary Election Commission Azad Jammu and Kashmir, office situated at New Secretariat Muzaffarabad,
9. Qazi Amjad Iqbal S/o Muhammad Aslam
10. Chaudhary Liaqat Hussain S/o Muhammad Din
11. Sardar Muhammad Nasim S/o Abdul Kareem.
12. Chaudhary Muhammad Ali S/o Chaudhary Muhammad Din
13. Qazi Arshad Iqbal S/o Muhammad Aslam
14. Qazi Abdul Aziz S/o Abdul Rehman
15. Sardar Qamar S/o Muhammad Hanif
16. Shahzad Ahmed S/o Sakhi Muhammad
17. Sardar Kamran Shabbir S/o Muhammad Shabb4t
18. Ejaz Rasheed s/o Muhammad Rasheed
19. Sardar Muhammad Fiaz s/o Muhammad Shabbir
20. Qazi Yasir Bashir s/o Muhammad Bashir
21. Ashiq Hussain S/o Muhammad Ashraf
22. Qazi Asif Javid S/o Karam Sher
23. Sheraz Ahmed S/o Sakhi Muhammad
24. Qazi Muhammad Hussain S/o Muhammad Din
25. Abdul Hameed Khan S/o Abdul Rehman
26. Sardar Muhammad Qayyum. S/o Ali Afsar
27. Nazakat Hussain /o Muhammad Afsar
28. Sardar Amir Hanif S/o Muhammad Hanif
29. Qazi Imtiaz Hussain S/o Muhammad Hussain
30. Muhammad Haleem Khan S/o Muhammad Saeed
31. Sardar Imtiaz Khan S/o Muhammad Aslam
32. Muhammad Hanif S/o Saeed Muhammad
33. Haji Muhammad Aslam S/o Muhammad Din

34. Muhammad Farooq S/o Muhammad Ashraf Through Qazi Amjad Iqbal S/o Muhammad Aslam R/o Pirkot Baghan, Tehsil Hajira District Poonch, Azad Jammu and Kashmir.

.... RESPONDENTS

35. Sardar Muhammad Saleem Khan S/o Muhammad Sadheer Khan Caste Sudhan R/o Pirkot Tehsil Hajira District Poonch, Azad Jammu and Kashmir.
36. Muhammad Ashraf Khan S/o Sahib ud Din Khan R/o Pirkot.
37. Arshad Mehmood S/o Zaffar Hussain R/a Pirkot,
38. Javaid Akhtar S/o Fageer Muhammad Khan R/o Pirkot.
39. Muhammad Nasim Khan S/o Alam Sher Khan R/o Pirkot.
40. Muhammad Javid S/o Ali Afsar
41. Muhammad Qasim Khan S/o Shabaz Ali Khan
42. Muhammad Sarwar Khan S/o Hussain Khan
43. Nazakat Baig S/o Mirza Faiz Ullah
44. Muhammad Nasim S/o Muhammad phafi
45. Muhammad Akram S/o Abdul Rehman
46. Masood Khan S/o Muhammad Younis
47. Shabbir Ahmed S/o Raj Muhammad
48. Rashid Aziz S/o Muhammad Aziz
49. Waqar Younis Khan S/o Muhammad Younis Naadeem
50. Muhammad Sarwar S/o Muhammad Siddique
51. Muhammad Amjad Khan S/o Muhammad Qasim Khan
52. Muhammad Pervaz S/o Sakhi Muhammad
53. Muhammad Siddique Khan S/o Sakhi Muhammad
54. Muhammad Khursheed Khan S/o Muhammad Shareef Khan
55. Shahid Qayyum S/o Abdul Qayyum
56. Muhammad Sabir Khan S/o Muhammad Qasim
57. Parveen Akhtar W/o Noor Muhammad Khan
58. Shamsa Begum
59. Shamshad Begum W/o Burhan Ali
60. Sajida Sardar W/o Sardar Khan
61. Safeena Begum W/o Kabeer Hussain
62. Muhammad Zaheer Khan S/o Muhammad Karim
63. Rehan Ahmed S/o Abdul Qayyum

64. Muhammad Javaid S/o Muhammad Khan
65. Muhammad Hameed Khan S/o Akbar Din Khan
66. Muhammad Shabbir Khan S/o Muhammad Yousaf
67. Muhammad Razzaq S/o Muhammad Shaft
68. Muhammad Muzamil Khursheed S/o Muhammad Khurshid
69. Muhammad Nawaz Khan S/o Muhammad Hussain
70. Muhammad Riffat Khan
71. Muhammad Azeem Khan
72. Muhammad Shabbir Khan
73. Nussarat Zaheer
74. Robina Rasheed W/o Muhammad Azad. All residents of Pirkot Tehsil Hajira District Poonch, Azad Jammu and Kashmir.

....PROFORMA RESPONDENTS

(On appeal from the judgment of the High Court dated 29.12.2020 in writ petition No.815 of 2020)

FOR THE APPELLANTS: Raja Asif Bashir, Advocate.

FOR THE RESPONDENTS: Respondent No.9 in person.

Civil appeal No.59 of 2021
(PLA filed on 10.11.2020)

Inhabitants of Jandali, Tehsil Rawalakot, District Poonch, Azad Jammu & Kashmir through;

1. Jamila Akbar Advocate
2. Muhammad Waheed Khan S/O Muhammad Yousaf Khan
3. Abdul Majeed Khan S/o Roshan Khan
4. Khursheed Jandali S/o Salah Muhammad
5. Agee] Sarwar S/o Muhammad Sarwar Khan
6. Muhammad Raqeeb Khan S/o Muhammad Rasheed Khan
7. Muhammad Safeer S/O Mir Zaman Khan

8. Muhammad Fazal S/O Fateh Muhammad Khan
9. Bilal Hayat S/O Muhammad Hayat Khan
All residents of Jandali, District Poonch, Azad Jammu & Kashmir.

... APPELLANTS

VERSUS

1. Chief Election Commissioner (Delimitation Commissioner) having office at New Secretariat, Muzaffarabad, Azad Kashmir.
2. Inhabitants of Union Council Jandali through Amjad Sultan S/o Sultan Muhammad, R/O Jandali, District Poonch, Azad Jammu & Kashmir.

... RESPONDENTS

(On appeal from the judgment of the High Court dated 14.09.2020 in writ petition No.387 of 2020)

FOR THE APPELLANTS: Barrister Hamayun Nawaz Khan, Advocate.

FOR THE RESPONDENTS: Sardar Abdul Hameed Khan and Mr. Tahir Aziz Khan, Advocates.

Civil appeal No.70 of 2021
(PLA filed on 16.11.2020)

1. Syed Shaiq Gillani S/O Syed Nazir Hussain Shah Gillani r/o Kakarwara, Hattian Bala District Jehlum Valley
2. Talib Hussain S/O Ali Bhadar Khan R/O Banau Langla U/C Langla, Tehsil Hattian Bala District Jehlum Valley
3. Syed Tariq Manzoor Gillani S/O Syed Manzoor Hussain Gillani R/O Kakarwara, Tehsil Hattian Bala District Jehlum Valley.

4. Syed Rizwan Naqvi S/O Syed Alamdar Hussain Naqvi R/o Adamsari U/C Langla Tehsil Hattian Bala District Jehlum Valley.

....APPELLANTS

VERSUS

1. Delimitation Commission of Azad Jammu & Kashmir through its Chairman/Chief Election Commissioner of AJ&K having his office at New Secretariat Muzaffarabad.
2. Election Commission of AJ&K through its Chairman having his office at New Secretariat Muzaffarabad.
3. Chairman Election Commission of AJ&K having his office at New Secretariat Muzaffarabad. •
4. Secretary Election Commission of AJ&K having his office at New Secretariat Muzaffarabad.
5. Board of Revenue of AJ&K through its Senior Member having his office at New Secretariat Muzaffarabad.
6. Commissioner Division Muzaffarabad having his office at DHQ Complex Muzaffarabad.
7. Deputy Commissioner/Collector District Muzaffarabad having his office at DHQ Complex Muzaffarabad.
8. Deputy Commissioner/Collector District Jehlum Valley having his office at DHQ Complex Hattian Bala.

....RESPONDENTS

(On appeal from the judgment of the High Court dated 16.09.2020 in writ petition No.457 of 2020)

FOR THE APPELLANTS:	Mr. Asim Masood Gillani, Advocate.
FOR THE RESPONDENTS:	Mr. Tahir Aziz Khan, Advocate.

Civil appeal No.66 of 2021
(PLA filed on 17.11.2020)

1. Shujat Ali Shah S/ o Syed Abid Hussain Shah R/o Thotha Sarai, Tehsil & District Muzaffarabad Azad Jammu & Kashmir. (belong to constituency No.4).
2. Syed Farzand Ali Shah S/ b Syed Gul Hassan Shah R/ o Khun Bandi Way, Tehsil & District Muzaffarabad. (Belong to Halqa No.2).
3. Syed Tasawar Abbas Musavi S/o Syed Muhammad Shah (Halqa No.4) R/o Khun Bandi, Tehsil & District Muzaffarabad.
4. Syed Tanveer Ali Shah S/ o Shah Hussain Shah R/ o Majhoi, Tehsil & District Muzaffarabad. (Halqa No.2).
5. Syed Israr Hussain Kazmi S/ o Syed Sarwar Hussain Kazmi R/ o Majhoi, Tehsil & District Muzaffarabad. (Halqa No.2).
6. Syed Ahmed AU Shah S/o Syed Shah Hussain Shah R/o Majhoi, Tehsil & District Muzaffarabad. (Halqa No.2).
7. Muhammad Tariq Abbas S/o Muhammad Abbas R/o Ghari Dupatta, Tehsil & District Muzaffarabad. (Halqa No.2).
8. Syed Fida Hussain S/o Syed AU Ashgar shah R/o Ghari Dupatta, Tehsil & District Muzaffarabad. (Halqa No.2).
9. Yasir Maqsood S/ o Muhammad Maqsod Khan R/o Ghari Dupatta, Tehsil & District Muzaffarabad. (Halqa No.2).
10. Junaid Zi4figar S/ o AU Turk R/ o Ghari Dupatta Tehsil and District Muzaffarabad. (Halqa No.2).
11. Sajid Nazir S/o Nazir Khan R/o Seri Thotha Tehsil & District Muzaffarabad. (Halqa No.4).
12. Syed Husnain Ali S/ o Syed Fida Husain Shah R/o Ghari Dupatta, Tehsil & District Muzaffarabad. (Halqa No.2).
13. Syed Shujat AU S/ o Syed Nazir Hussain R/ o Tandali Tehsil and District Muzaffarabad. (Halqa No.2).

14. Ejaz Yousaf Awan s/o Muhammad Yousaf Awan r/o Awan Patti, Tehsil and District Muzaffarabad (Halqa No.4).
15. Khawaja Muhammad Naeem S/o Abdul Qadeer R/o Hattian Dupatta, Tehsil & District Muzaffarabad. (Halqa
16. Muhammad Aftab Sulehria S/o Muhammad Miskeen Sulehria R/o Badhayara, Tehsil & District Muzaffarabad. (Halqa No.2).
17. Fahad Basharat S/o Basharat Hussain Awan R/o Awan Patti, Tehsil and District Muzaffarabad. (Halqa No.2).
18. Muhammad Sharif Abbasi S/o Sain Abbas, R/o Ghari Dupatta, Tehsil and District Muzaffarabad. (Halqa No.2).
19. Syed Wajid Hussain S/o Syed Naib Hussain R/o Khun Bandi, Tehsil & District Muzaffarabad. (Halqa No.2).
20. Aurangzaib Sheikh S/o Saif Ali R/o Karoli, Tehsil & District Muzaffarabad. (Halqa No.2).
21. Tariq Azeem Khan S/o Muhammad Azeem Khan R/o Majhoi, Tehsil & District Muzaffarabad. (Halqa No.2).
22. Syed Hameed Hussain Shah S/o Syed Hussain R/o Nakra Thotha, Tehsil & District Muzaffarabad. (Halqa No.4).
23. Syed Mudassar Ali Kazmi S/p Syed Bashir Hussain Shah R/o Majhoi, Tehsil & District Muzaffarabad. (Halqa No.2).
24. Syed Mahmood Hussain Shah Kazmi S/o ' Syed Hussain Shah R/o Majhoi, Tehsil & District Muzaffarabad. (Halqa No.2).
25. Syed Tufail Hussain Shah S/o Syed Tasawar Hussain Shah R/o Badhayara, Tehsil & District Muzaffarabad. (Halqa No.2).

....APPELLANTS

VERSUS

1. Delimitation Commission of Azad Jammu & Kashmir/ Election Commission of Azad Jammu & Kashmir, through its Chairman and Secretary Election Commission of Azad Jammu & Kashmir

- Muzaffarabad, Azad Jammu & Kashmir. Secretary
Delimitation Commission/ Election Commission of
2. Azad Jammu & Kashmir Muzaffarabad Azad Jammu & Kashmir.
 3. Govt. of Azad Jammu & Kashmir through its Chief Secretary having his office at new Secretariat Muzaffarabad Azad Jammu & Kashmir.
 4. Azad Jammu and Kashmir Legislative Assembly through its Secretary, having his office at New Secretariat Muzaffarabad Azad Jammu and Kashmir.

.... RESPONDENTS

(On appeal from the judgment of the High Court dated 19.09.2020 in writ petition No.852-A of 2020)

FOR THE APPELLANTS: Syed Ashfaq Hussain
Kazmi, Advocate.

FOR THE RESPONDENTS: Mr. Tahir Aziz Khan,
Advocate.

Civil appeal No.64 of 2021
(PLA filed 22.02.2021)

Inhabitants of Village Chota Gala through:-

1. Muhammad Gulzar Khan S/o Sardar Sher Ali Khan, CNIC No. 823033448411-9, R/o village Chota Gala, Tehsil Rawalakot District Poonch.
2. Khalid Mehmood Khan S/o Sardar Noor Muhammad Khan, CNIC No.82303-0568271-9, R/o Village Khas Chota Gala, Tehsil Rawalakot District Poonch.
3. Muhammad Nakeer Khan S/o Muhammad Bashir Khan, CNIC No. 42401-4725627-9, R/o village Chota Gala, Tehsil Rawalakot District Poonch.
4. Kabir Ahmed Shaheen S/o Muhammad Afsar Khan, CNIC No. 823030986362-1, R/o village Chota Gala, Tehsil Rawalakot District Poonch.

5. Azra Razzaq W/o Muhammad Nakeer Khan, CNIC No. 823030966386-2, R/o village Chota Gala, Tehsil Rawalakot District Poonch.
6. Gulnaz Akhter W/o Sardar Khalid Mehmood, CNIC No. 823039205310-2, R/o village Chota Gala, Tehsil Rawalakot District Poonch.
7. Afia Aslam D/o Muhammad Aslam Khan, CNIC No.72303-11156864-0, R/o village Chota Gala, Tehsil Rawalakot District Poonch.

....APPELLANTS

VERSUS

1. De-Limitation Commission of Azad Jammu and Kashmir/ Election Commission of Azad Jammu and Kashmir through its Chairman and Secretary Election Commission of Azad Jammu and Kashmir Muzaffarabad.
2. Secretary De-Limitation Commission/ Election Commission of Azad Jammu and Kashmir Muzaffarabad.
3. Azad Jammu and Kashmir Government through its Chief Secretary, New Civil Secretariat Muzaffarabad.
4. Public at large Constituency LA-XX Poonch & Sudhnuti-III, LA-XXI Poonch and Sudhnuti-IV.
5. Public at large of village Chota Gala and Drek Tehsil Rawalakot District Poonch.
6. Public at large of constituency LA-XXII Poonch and Sudhnuti-V.

....RESPONDENTS

(On appeal from the judgment of the High Court dated 23.12.2020 in writ petition No.507 of 2020)

FOR THE APPELLANTS:	Raja Muhammad Hanif Khan, Advocate.
FOR THE RESPONDENTS:	Mr. Tahir Aziz Khan, Advocate.

Civil appeal No.69 of 2021
(PLA filed on 27.01.2021)

1. Muhammad Rizwan Advocate R/O Hussainkot, Tehsil Rawalakot & District Poonch, Azad Kashmir.
2. Muhammad Rasheed Advocate R/O Hussainkot, Tehsil Rawalakot & District Poonch, Azad Kashmir.
3. Muhammad Azad Khan S/O Ameer Khan R/O Hussainkot , Tehsil Rawalakot & District Poonch, Azad Kashmir.
4. Muhammad Javed Khan S/O Muhammad Rafique Khan R/O Trappi, Hussainkot , Tehsil Rawalakot & District Poonch, Azad Kashmir.
5. Muhammad Shehzad Khan S/O Sultan Muhammad Khan R/O Sher Kothi, Hussainkot , Tehsil Rawalakot & District Poonch, Azad Kashmir.
6. Mushtaq Hussain S/O Suleman Khan R/O Hussainkot , Tehsil Rawalakot & District Poonch, Azad Kashmir.
7. Muhammad Asif Khan S/O Muhammad Zaman Khan R/O Nakkar Trappi, Hussainkot , Tehsil Rawalakot & District Poonch, Azad Kashmir.
8. Muhammad Ejaz Khan S/O Shah Muhammad Khan, r/o Minjari, Hussainkot, Tehsil Rawalakot & District Poonch, Azad Kashmir.
9. Haji Masri Khan S/O Suleman Khan R/O Hussainkot , Tehsil Rawalakot & District Poonch, Azad Kashmir.
10. Muhammad Sharif Khan S/O Captain Hussain Khan Shaheed R/O Hussainkot , Tehsil Rawalakot & District Poonch, Azad Kashmir.
11. Inhabitants of Union Council Hussainkot through Muhammad Azad Khan S/O Ameer Khan R/O Hussainkot ,Tehsil Rawalakot & District Poonch, Azad Kashmir.

...APPELLANTS

VERSUS

1. Delimitation Commission/Chief Election Commissioner of Azad State of Jammu & Kashmir, Muzaffarabad, Azad Kashmir.
2. Election Commission through Chief Election Commissioner of Azad State of Jammu & Kashmir, Muzaffarabad, Azad Kashmir.
3. Deputy Election Commissioner of Azad State of Jammu & Kashmir, Muzaffarabad, Azad Kashmir.
4. Deputy Commissioner Poonch, Rawalakot, Azad Kashmir.
5. Inhabitants of Union Council Hussainkot through Muhammad Aslam Khan R/O Hussainkot , Tehsil Rawalakot & District Poonch, Azad Kashmir,

... RESPONDENTS

6. Azad Government of State of Jammu & Kashmir through its Chief Secretary, Muzaffarabad, Azad Kashmir.

....PROFORMA RESPONDENT

(On appeal from the judgment of the High Court dated 28.12.2020 in writ petition No.760-A of 2020)

FOR THE APPELLANTS: Barrister Hamayun Nawaz Khan, Advocate.

FOR THE RESPONDENTS: Syed Atif Gillani and Mr. Tahir Aziz Khan, Advocates.

Civil appeal No.67 of 2021
(PLA filed on 12.03.2021)

- 1 Malik Muhammad Yaqoob S/o Muhammad Iqbal,
- 2 Zaffar Iqbal Malik S/o Malik Muhammad Rashid,
- 3 Malik Muhammad Rafaqat S/o Bostan Khan,
- residents of village
7. Tenda, Tehsil and District Kotli (A.K).
- 4 Suhail Ahmed S/o Muhammad Sabar Khan,

- 5 Kabir Ahmed S/o Muhammad Rashid Malik, residents of village Chowki, Tehsil and District Kotli (A.K).

....APPELLANTS

VERSUS

1. Delimitation Commission of Azad Jammu & Kashmir through Chairman/Chief Election. Commissioner, Azad Jammu & Kashmir, Muzaffarabad.
2. Secretary, Election Commission, Azad Jammu & Kashmir, Muzaffarabad.
3. Raja Rashad Mehmood, Deputy Election Commissioner, Azad Jammu & Kashmir, Muzaffarabad.
4. Malik Muhammad Zarait Khan Advocate, resident of union council Chowki Teenda, District Kotli (A.K).
5. Malik Shahnawaz Advocate, resident of District Kotli (A.K).

....RESPONDENTS

6. Sajid Mehmood S/o Muhammad Latif
7. Abdul Majeed S/o Malik Muhammad Iqbal
8. Muhamamd Saleem S/o Khan Muhammad
9. Asam Yaqoob S/o Muhammad Yaqoob
10. Muhammad Liaquat S/o Panno Khan
11. Mehboob Hussain S/o Abdul Karim
12. Muhammad Ishaq S/o Shan Muhammad
13. Munshi Khan S/o Ali Akbar
14. Shahzad Najeeb S/o Muhammad Najeeb Khan
15. Babar Minhas S/o Malik Tikka Khan
16. Muhammad Qaiser S/o Malik Muhammad Azad Khan
17. Imran Khan S/o Malik Tikka Khan
18. Awais Naeem S/o Muhammad Naeem Malik
19. Muhammad Saieem S/o Malik Muhammad Ayub
20. Malik Umair S/o Malik Abdul Qadeer
21. Muhammad Qasim s/o Muhammad Aziz
22. Ibrar Ahmed S/o Mushtaq Ahmed
23. Nazak Hussain S/o Khan Muhammad
24. Sammad Mehboob S/o Mehboob Hussain

25. Hafiz Abdul Hakeem Malik S/o Malik Muhammad Din
26. Malik Imran Sikandar S/o Sikandar Malik
27. Malik Abdul Majeed S/o Shan Muhammad
28. Sohail Khaliq S/o Abdul Khaliq
29. Mushtaq Ahmed S/o Muhammad. Hussain
30. Muhammad Israr S/o Muhammad Yousaf Khan
31. Muhammad Sharif S/o Said Muhammad
32. Muhammad Saleem S/o Muhammad Bashir
33. Muhammad Ibrar S/o Muhammad Yousaf
34. Malik Muhammad Naseer S/o Malik Punno
35. Malik Habib S/o Malik Muhammad Ayub
36. Muhammad Khurshid S/o Malik Karam Dad
37. Mudassar S/o Abdul Qadeer
38. Muhammad Ammad S/o Muhammad Aftab
39. Zaiyab Aftab S/o Muhammad Aftab
40. Khawar Jabbar S/o Abdul Jabbar
41. Muhammad Ali S/o Muhammad Naseem Malik
42. Malik Muhammad Shahid S/o Malik Muhammad Akram
43. Masood Qasim S/o Muhammd Qasim
44. Safeer Ahmed S/o Ghulam Rasool
45. Muhammad Mushtaq Ahmed S/o Said Muhammad Khan
46. Malik Mushtaq Ahmed S/o Malik Muhammad Shabir
47. Toseef Parvaiz S/o Pervaiz Akhtar
48. Sarmad Qasim S/o Muhammad Qasim
49. Attique Malik S/o Ghulam Ahmed
50. Usman Arshad S/o Arshad Mehmood
51. 51 Muhammad Nadeem S/o Malik Munshi Khan
52. Muhammad Ashfaq S/o Malik Muhammad Bashir
53. Muhammad Adnan S/o Muhammad Ilyas
54. Muhammad Ishtiaq S/o Muhammad Bashir
55. Javed Saleem S/o Muhammad Saleem
56. Muhammad Ejaz S/o Muhammad Nazir
57. Muhammad Shafique S/o Muhammad Aziz
58. Abid Hussain S/o Bostan Khan
59. Ehtisham Abid s/o Abid Hussain
60. Pervaiz Akhtar S/o Fazal Karim
61. Muhammad Aftab S/o Malik Muhammad Ayub
62. Muhammad Khaliq S/o Muhammad Iqbal Khan
63. Masood Ahmed S/o Muhammad Khaliq

64. Amjad Hussain S/o Mehboob Hussain
65. Muhammad Safeer Ahmed S/o Abdul Majeed Butt
66. Ehsan Zaffar S/o Malik Zaffar Iqbal
67. Arbab Pervaiz S/o Malik Pervaiz Akhtar
68. Haroon-ur-Rashid S/o Abdul Rashid Butt
69. Awais Siddique S/o Muhammad Siddique
70. Irfan Latif S/o Muhammad Latif
71. Tahir Zaib S/o Aurangzeb Malik
72. Muhammad Farooq S/o Abdul Karim
73. Muhammad Asif S/o Muhammad Iqbal Khan
74. Muhammad Rashid S/o Hassan Muhammad
75. Iftikhar Malik s/o Malik Ghulam Rasool
76. Imtiaz Ahmed S/o Muhammad Ashraf
77. Hafiz Muhammad Kabeer S/o Fazal Karim Malik
78. Sabar Hussain S/o Fazal Karim
79. Muhammad Tahir Shakoor S/o Muhammad Shakoor Malik
80. Majid Khan S/o Muhammad Sabar Malik
81. Tahir-ul-Mansoor S/o Muhammad Sabar
82. Waqas Aziz S/o Malik Muhammad Aziz
83. Mehboob Khan S/o Muhammad Khan
84. Muhammad Riaz S/o Malik Muhammad Yousaf
85. Ehtisham-ul-Haq S/o Muhammad Nawaz
86. Faisal Saleem S/o Muhammad Saleem
87. Malik Muhammad Shafique S/o Malik Muhammad Latif
88. Rehan Sabar S/o Muhammad Sabar
89. Muhammad Nawaz S/o Iqbal Khan
90. Muhammad Tufail S/o Khan Muhammad
91. Sajjad Sultan S/o Muhammad Sultan
92. Nabeel Shoukat S/o Muhammad Shoukat
93. Muhammad Riyasat S/o Muhammad Azad Khan
94. Waqar Sajjad S/o Muhammad Sajjad
95. Moqarrab Mehboob S/o Malik Muhammad Mehboob
96. Ali Imtiaz S/o Imtiaz Ahmed
97. Malik Muhammad Mehboob S/o Muhammad Iqbal Khan
98. Muhammad Shabir Malik S/o Shan Muhammad
99. Muhammad Jameel S/o Haji Painda Khan
100. Muhammad Azeem S/o Raj Muhammad
101. Hamza Jameel S/o Muhammad Jameel
102. Waheed Ahmed Malik S/o Abdul Majeed

103. Malik Muhammad Mahroof S/o Munshi Khan
Muhammad
104. Aqeel Ahmed S/o Muhammad Shabir Malik
105. Saeed Ahmed S/o Abdul Majeed
106. Yasir Hanif S/o Muhammad Hanif
107. Ali Imtiaz S/o Imtiaz Ahmed
108. Azhar Mehmood S/o Malik Mehmood Khan
109. Suhail Akram S/o Muhammad Akram
110. Muhammad Younas S/o Shan Muhammad
111. Muhammad Yousaf S/o Kaka Khan
112. Malik Muhammad Hanif S/o Malik Muhammad
Aziz
113. Muhammad Naheem S/o Ali Aksar
114. Khaliq Mehmood S/o Muhammad Razzaq
115. Muhammad Imran S/o Muhammad Latif Malik
116. Atif Malik S/o Mushtaq Ahmed
117. Sameer Haseeb SAD Muhammad Haseeb
118. Arshad Mehmood S/o Muhammad Rafique
119. Malik Muhammad Shakoor S/o Muhammad
Qayum
120. Malik Ishtiaq Ahmed S/o Malik Muhammad Shabir
121. Fazal Karim S/o Muhammad Rashid
122. Muhammad Akhlaq S/o Malik Mushtaq Ahmed
123. Basharat Ali S/o Hassan Muhammad
124. Israr Ayub S/o Malik Muhammad Ayub
125. Aamir Ayub S/o Malik Muhammad Ayub
126. Muhammad Bashir S/o Ali Akbar
127. Muhammad Akram S/o Munshi Khan
128. Qaiser Iqbal S/o Abdul Khaliq
129. Aqeel Majeed S/o Malik Abdul Majeed
130. Muneeb Zubair S/o Muhammad Zubair
131. Muhammad Irfan S/o Muhammad Latif
132. Muhammad Safeer Malik s/o Malik Abdul Majeed
133. Umer Faiz S/o Muhammad Faiz
134. Muhammad Jahangir S/o Munshi Khan
135. Farooq Ahmed S/o Afsar Khan
136. Talib Hussain S/o Munshi Khan
137. Abdul Qadir S/o Malik Muhammad Din
138. Khizar Farooq S/o Muhammad Farooq
139. Muhammad Saleem S/o Muhammad Sharif
140. Muhammad Jabbar S/o Muhammad Rafique
141. Malik Muhammad Yousaf S/o Malik Muhammad
Khan

142. Malik Munshi Khan S/o Said Muhammad (serial No.6 to 142) residents of village Tenda, Tehsil and District Kotli (A.K).
143. Abdul Karim S/o Muhammad Baksh
144. Mohib Ahmed S/o Muhammad Shabir
145. Muhammad Atif S/o Kakhan Khan
146. Muhammad Irfan S/o Muhammad Sharif
147. Muhammad Rafique S/o Sakhi Muhammad
148. Muhammad Asif Malik S/o Ferooz Din
149. Muhammad Sharif S/o Muhammad Hanif
150. Faisal Razzaq S/o Muhammad Razzaq
151. Aamar S/o Mushtaq Ahmed
152. Abid Latif S/o Ch. Muhammad Latif
153. Izhar-ul-Hassan S/o Muhammad Ashfaq
154. Habib-ur-Rehman S/o Alam Din
155. Raheel Pervaiz S/o Pervaiz Iqbal
156. Safeer Pervaiz S/o Pervaiz Iqbal
157. Aakash Pervaiz S/o Pervaiz Iqbal
158. Alam Din S/o Said Muhammad
159. Faiz Muhammad S/o Hassan Muhammad
160. Malik Muhammad Akram S/o Fazal Karim
161. Shujahat Hussain S/o Malik Faiz Muhammad Khan
162. Muhammad Zarahat S/o Malik Faiz Muhammad Khan
163. Malik Said Hassan S/o Ali Akbar
164. Muhammad Hanif S/o Makhan Khan
165. Touseef Malik S/o Said Hassan
166. Aurangzeb Khan S/o Said Akbar
167. Rashad Mehmood S/o Aurangzeb Khan
168. Muhammad Siddique S/o Syed Akbar Khan
169. Mushtaq Hussain S/o Bagga Khan
170. Muhammad Ilyas S/o Bagga Khan
171. Muhammad Ejaz S/o Bagga Khan
172. Iftikhar Hussain S/o Muhammad Hamid
173. Altaf Hussain S/o Muhammad Hamid
174. Muhammad Irfan S/o Malik Sain Muhammad
175. Basit Ali S/o Muhammad Siddique
176. Muhammad Pervaiz S/o Said Akbar
177. Muhamamd Hanif S/o Makhan Khan
178. Malik Sain Khan S/o Malik Ghulam Rasool
179. Majid Hussain S/o Malik Shahpal
180. Khalid Mehmood S/o Walayat Khan

181. Khurshid Ahmed S/o Abdul Karim
182. Iftikhar Bashir S/o Muhammad Bashir
183. Makhan Khan S/o Muhammad Din
184. Ahmed Raza S/o Ghulam Mustafa
185. Kamran Khan S/o Abdullah
186. Muhammad Nadeem S/o Muhammad Azeem
187. Ibrar Hussain S/o Muhammad Bashir
188. Aurangzeb Choudhry S/o Choudhry Karam Dan
189. Sajid Shahpal S/o Muhammad Shahpal
190. Mehtab Alam S/o Abdul Karim
191. Shahid Nazir S/o Muhammad Nazir
192. Noman Majeed S/o Muhammad Majeed
193. Muhammad Hassan Raza S/o Ch. Ghulam Raza
194. Akhlaq Ahmed S/o Muhammad Bashir
195. Ghulam Murtaza S/o Alam Din
196. Haji Nazir Ahmed S/o Muhammad Baksh
197. Haji Saleem Raza S/o Choudhry Karam Dad
198. Muhammad Majeed S/o Choudhry Karam Dad
199. Mushtaq Ahmed S/o Hassan Muhammad
200. Qaiser Khawar S/o Ghulam Qadir
201. Asad Rafique S/o Muhammad Rafique Khan
202. Habib Sharif S/o Muhammad Sharif
203. Murtaza Sharif S/o Muhammad Sharif
204. Arslan Rafique S/o Muhammad Rafique Chohan
205. Muhammad Hussain S/o Hassan Muhammad
206. Abdul Razzaq S/o Sardar Munshi Khan
207. Muhammad Manzoor S/o Muhammad Sharif
208. Muhammad Naseer S/o Muhammad Sharif
209. Tahir Iqbal S/o Muhammad Irshad Khan
210. Sultan Iqbal S/o Muhammad Irshad Khan
211. Israr Ahmed S/o Malik Sattar Din
212. Muhammad Tariq S/o Alam Din
213. Ansar Yousaf S/o Muhammad Yousaf
214. Arslan Choudhry Sib Muhammad Pervaiz
215. Muhammad Suhail S/o Muhammad Ismail
216. Waqas Sharif S/o Muhammad Sharif
217. Muhammad Sharif S/o Chan Khan
218. Abdul Majeed Janjua S/o Abdul Qayyum
219. Muhammad Shafique S/o Gul Dad
220. Mustafa Choudhry S/o Altaf Hussain
221. Shafiq-ur-Rehman s/o Muhammad Sharif
222. Ghulam Qadir s/o Raj Muhammad
223. Malik Muhammad Ameen S/o Kala Khan

224. Danish Ameen Malik S/o Malik Muhammad Ameen
225. Umer Ameen Malik S/o Malik Muhammad Ameen
226. Muhammad Afsar Mughal S/o Said Muhammad Mughal
227. Muhammad Saleem S/o Abdul Qayyum Janjua
228. Muhammad Rashid S/o Lal Din
229. Muhammad Yousaf S/o Raja Sain Khan
230. Muhammad Bashir Khan s/o Sain Khan
231. Mehmood Khan S/o Muhammad Yousaf
232. Yaseen Hussain S/o Jamal Din
233. Muhammad Safeer S/o Muhammad Siddique Khan
234. Muhammad Rashid S/o Sain Khan
235. Mohsin Younas S/o Muhammad Younas
236. Samar Tariq S/o Muhammad Tariq
237. Khurram Shahzad S/o Muhammad Khan
238. Raja Tariq Mehmood S/o Muhammad Yousaf Raja
239. Raja Basharat S/o Muhammad Bashir
240. Raja Aasim S/o Muhammad Bashir
241. Aqeel Ahmed S/o Muhammad Younas
242. Farhan Zaffar S/o Zaffar Iqbal
243. Awais Anjam S/o Muhammad Riyasat
244. Muhammad Shafique S/o Raja Muhammad Shafi
245. Raja Haroon S/o Raja Tariq (serial No.143 to 245) residents of village Dikhari Tehsil and District Kotli (A.K).
246. Muhammad Sadiq S/o Akbar Ali Khan
247. Dr. Yasir Altaf S/o Muhammad Altaf Hussain
248. Abdul Majeed S/o Muhammad Khan
249. Mubeen Ahmed S/o Malik Wali Muhammad
250. Muhammad Rafique S/o Raja Muhammad
251. Shahid Hanif S/o Muhammad Hanif
252. Muhammad Sabar Khan S/o Muhammad Sarwar Khan
253. Hamad Ahmed S/o Muhammad Sabar Khan
254. Muhammad Khurshid Sin Muhammad Ibrahim
255. Muhammad Idrees S/o Abdul Ghani
256. Aaqib Khurshid S/o Muhammad Khurshid
257. Muhammad Sajid S/o Muhammad Shafi
258. Fazal Hussain S/o Sain Khan
259. Abdul Khaliq Malik S/o Muhammad Rashid Malik
260. Muhammad Qasim S/o Muhammad Latif

261. Zahid Mehmood S/o Baqar Khan
262. Muhammad Ayub Khan S/o Akbar Ali Khan
263. Muhammad Latif S/o Muhammad Khan
264. Muhammad Siyab Khalid S/o Noor Ahmed
265. Mohabat Ali Malik S/o Muhammad Khan Malik
266. Hamza Abbas S/o Wajid Abbas
267. Mehmood Hussain S/o Muhammad Younas
268. Tehseen Ahmed S/o Wali Muhammad
269. Nayyar Ahmed Saqib S/o Noor Ahmed
270. Dr. Mubashar Hussain S/o Muhammad Rafique
271. Waqar Ahmed S/o Muhammad Ishaq
272. Habib-ur-Rehman S/o Muhammad Jamshed
273. Shoukat Ali S/o Muhammad Khan
274. Muhammad Farooq Malik S/o Atta Muhammad
275. Noor Ahmed Malik S/o Said Muhammad Malik
276. Muhammad Waseem S/o Muhammad Aziz
277. Muhammad Shabir S/o Mehmood Khan
278. Naveed Shabir S/o Muhammad Shabir
279. Waqas Azeem S/o Muhammad Azeem
280. Muhammad Nabeel S/o Jameel Hasnain
281. Abdul Khaliq S/o Said Muhammad
282. Nazakat Hussain S/o Abdul Qayyum
283. Abdul Qayyum S/o Said Muhammad
284. Mehraj Sajid S/o Sajid Hussain
285. Muhammad Mushtaq Janjua S/o Allah Ditta Janua
286. Mehboob Hussain S/o Shah Muhammad
287. Malik Fazal Hussain S/o Malik Khan Muhammad
288. Faisal Mushtaq S/o Muhammad Mushtaq
289. Altaf Hussain S/o Muhammad Sadiq
290. Raees Ahmed S/o Abdul Qayyum
291. Muhammad Ilyas S/o Fazal Karim
292. Muhammad Akram Malik S/o Pehalwan Khan
293. Raqib-ur-Rehman S/o Muhammad Jamshed
294. Tahir-ul-Khaliq
295. Muhammad Habib S/o Shamas-ud-Din
296. Muhammad Aftab S/o Malik Altaf Hussain
297. Muhammad Saleem S/o Munshi Khan
298. Awais Abdul Khaliq S/o Abdul Khaliq
299. Asfar Ahmed Saqib S/o Noor Ahmed
300. Iftikhar Hussain s/o Muhammad Yousaf
301. Hafiz Abdul Rahim s/o Muhammad Ibrahim,
302. Muhammad Waseem s/o Abdul Qayyum
303. Muhammad Manshad s/o Hassan Muhammad

304. Muhammad Nafees Qureshi s/o Muhammad Azeem Qureshi
305. Muhammad Inzamam Idress s/o Muhammad Idrees
306. Shakeel Ahmed Malik s/o Akka Khan Malik,
307. Muhammad Nawaz s/o Malik Ali Muhammad
308. Muhammad Idrees s/o Malik Muhammad Nawaz
309. Shah Zeb Malik s/o Fazal Karim
310. Muhammad Ajmal s/o Muhammad Khalil Khan
311. Karim Dad s/o Ali Dad
312. Azmat Hussain s/o Ali Dad
313. Khan Hussain s/o Kasid Muhammad
314. Suleman Hussain s/o Kasid Muhammad
315. Haroon Saleem s/o Muhammad Saleem
316. Abdul Khaliq s/o Fazal Khan
317. Sajid Hussain s/o Fazal Karim
318. Abdul Haleem s/o Abdul Hamid
319. Muhammad Majid Malik s/o Mohabat Ali Malik
320. Muhammad Hanif s/o Lal Khan
321. Nadeem-ul-Hassan Janjua s/o Fazal Karim Janjua
322. Waheed Iqbal s/o Fazal Karim Janjua
323. Rashid Mehmood s/o Muhammad Khalil
324. Qaiser Zahid s/o Zahid Mehmood
325. Muhammad Luqman s/o Muhammad Khalil
326. Muhammad Khalil s/o Mangta Khan
327. Usman Khalil s/o Muhammad Khalil
328. Nazakat Hussain s/o Muhammad Khalil
329. Khalid Mehmood s/o Ghulam Sarwar
330. Muhammad Awais s/o Muhammad Essa
331. Muhammad Jameel s/o Muhammad Irshad Malik
332. Muhammad Essa s/o Kala Khan
333. Muhammad Idress s/o Muhammad Hanif
334. Waseem Shafa s/o Muhammad Shafa
335. Malik Muhammad Ayyaz s/o Malik Khan Muhammad,
336. Ibrar Hussain s/o Malik Muhammad Ayyaz
337. Zain Akbar s/o Muhammad Hanif
338. Saim Saeed s/o Saeed Iqbal
339. Muhammad Asif s/o Baqar Khan
340. 340. Muhammad Idrees
341. Habib-ur-Rehman S/o Muhammad Hussain
342. Tariq Mehmood
343. Sikandar Muhammad S/o Baqar Khan

344. Shahid Mehmood
345. Qaser Saleem S/o Muhammad Saleem
346. Shoaib Saleem S/o Muhammad Saleem
347. Muhammad Saleem S/o Raj Muhammad
348. Muhammad Jameel S/o Raj Muhammad
349. Basharat S/o Muhammad Jameel
350. Muhammad Hafeez S/o Noor Muhammad
351. Malik Muhammad Yousaf S/o Malik Mohkam Din
352. Muhammad Khurshid S/o Muhammad Rashid
353. Abdul Majeed S/o Muhammad Sharif
354. Mazhar Hussain S/o Azmat Hussain
355. Muhammad Shafique S/o Hassan Muhammad
356. Qamar-ud-Din S/o Kala Khan
357. Inam Ilyas S/o Muhammad Ilyas
358. Muhammad Gulfraz S/o Muhammad Nazir
359. Zulfiqar Ali S/o Muhammad Nazir
360. Muhammd Tariq S/o Muhammad Nazir
361. Ishtiaq Ahmed S/o Muhammad Nazir
362. Shafique Qamar S/o Qamar-ud-Din
363. Muhammad Shabir S/o Nawab Khan
364. Muhammad Zaheer S/o Muhammad Tanveer
365. Muhammad Tanveer S/o Nawab Khan
366. Muhammad Yousaf S/o Shan Muhammad
367. Rashid Azeem S/o Muhammad Azeem
368. Saqib Shabir Malik S/o Muhammad Shabir Malik
369. AU Nasar S/o Said Muhammad
370. Muhammad Saleem S/o Muhammad Aziz
371. Fida-ul-Islam S/o Fazal Karim
372. Fazal Karim S/o Nazir Muhammad
373. Ibrar Mehmood S/o Muhammad Mehmood
374. Abdul Aziz S/o Khan Wali Khan
375. Attiq-ur-Rehman S/o Muhammad Hussain
376. Muhammad Rafique S/o Said Muhammad
377. Shah Zaib Shafique S/o Shafique Malik
378. Muhammad Farooq S/o Muhammad Tufail
379. Muhammad Asghar S/o Muhammad Jamshed
380. Muhammad Asif S/o Ghulam Mustafa
381. Abdul Haseeb S/o Muhammad Shakoor
382. Muhammad Hussain S/o Sardar Khan
383. Muhammad Nazir S/o Lal Khan
384. Lal Din S/o Ferroz Din
385. Farrukh Nawaz S/o Haq Nawaz
386. Asif Hussain Malik S/o Muhammad Rafique Malik

387. Abid Azeem S/o Muhammad Azeem
388. Toqeer Tanveer S/o Muhammad Tanveer
389. Malik Imtiaz Hussain S/o Malik Khalil
390. Irfan Yousaf S/o Muhammad Yousaf
391. Waheed Mehboob S/o Mehboob Hussain
392. Muhammad Farooq S/o Karamat Hussain
393. Waqas Farooq S/o Muhammad Farooq
394. Muhammad Shah Jahan S/o Khaliq Mehmood
395. Muhammad Arif S/o Ali Muhammad
396. Akhlaq Ahmed S/o Muhammad Mushtaq
397. Abdul Latif Janjua S/o Muhammad Khalil
398. Ishtiaq Hussain S/o Abdul Latif
399. Aamir Latif S/o Abdul Latif Malik
400. Waqas Shabir S/o Muhammad Shabir
401. Muhammad Sher S/o Shah Muhammad
402. Umair Ahmed S/o Muhammad Sher
403. Zarrar Ahmed S/o Malik Wali Muhammad
404. Muhammad Nazir S/o Lal Din
405. Muhammad Raqib S/o Muhammad Raeel
406. Ali Asghar S/o Said Muhammad
407. Tahir Mehmood S/o Muhammad Mushtaq
408. Muhammad Tufail S/o Allah Ditta
409. Muhammad Bashir S/o Nawab Khan
410. Muhammad Ghayas S/o Muhammad Shabir
(serial No.246 to 411) residents of village
Chowki, Tehsil and District Kotli (A.K).
411. Muhammad Rafique S/o Muhammad Shakoor
412. Zahid Ahmed S/o Mangi Khan
413. Rashid Hussain S/o Gul Dad Khan
414. Abid Hussain S/o Gul Dad Khan
415. Imtiaz Khan S/o Jalal Din
416. Asif Hussain S/o Gul Dad Khan
417. Khadim Hussain Choudhry s/o Lal Khan
418. Haji Muhammad Suleman Choudhry S/o
Choudhry Mehndi Khan
419. Shampani_ Choudhry S/o Jalal Khan
420. Muhammad Sarfraz S/o Muhammad Nazir
421. Raees Khalid Choudhry S/o Khalid Mehmood
Choudhry
422. Khalid Mehmood S/o Muhammad Wazir
423. Saeed Alam Choudhry S/O Muhammad Alam
Choudhry
424. Muhammad Idrees S/o Muhammad Sabeel

425. Muhammad Fayyaz S/o GuI Muhammad
426. Muhammad Sajjad S/o Adalat Khan
427. Adalat Khan S/o Faqir Muhammad
428. Waqar Ahmed S/o Adalat Khan
429. Muhammad Riaz S/o Faqir Muhammad
430. Muhammad Nazak S/o Gulzar Khan
431. Muhammad Imran S/o Muhammad Khan
432. Shafaqat Hussain S/o Muhammad Hussain
433. Khushnood S/o Muhammad Shakoor
434. Waseem Akram S/o Muhammad Karim
435. Suhail Khan S/o Muhammad Khan
436. Rashid Hussain S/o Gul Dad
437. Anees Khalid S/o Khalid Mehmood
438. Wajid Hussain S/o Khadim Hussain
439. Nagina Shahpal S/o Shahpal Choudhry
440. Sultan Mehmood S/o Muhammad Azam
441. Atif Mehmood S/o Faiz Muhammad
442. Muhammad Nazak S/o Gulzar Ahmed Khan
443. Meharban Hussain S/o Fazal Dad
444. Muhammad Yousaf S/o Sher Muhammad
445. Qaiser Kabir Choudhry S/o Choudhry Muhammad Kabir
446. Master Habib-ur-Rehman Jalib S/o Haji Muhammad Sabeel
447. Usama Hameed S/o Aslam Choudhry
448. Muhammad Riaz S/o Faqir Muhammad
449. Master Mehmood S/o Bostan Khan
450. Abdul Majeeb S/o Muhammad Rashid
451. Muhammad Idrees S/o Muhamrriad Sabeel
452. Prof. Dr. Muhammad Alam Choudhry S/o Khan Muhammad
453. Habib-ur-Rehman S/o Muhammad Zarahat
454. Attiq Azad S/o Muhammad Azad (serial No.412 to 455) residents of village Panakha, Tehsil and District Kotli (A.K).
455. Malik Karam Dad S/o Sher Muhammad Malik
456. Muhammad Zubair S/o Malik Karam Dad
457. Muhammad Aslam Khan S/o Ameer Alam Khan
458. Malik Tariq S/o Iqbal Khan
459. Hasnain Tariq S/o Tariq Mehmood
460. Muhammad Ayub S/o Shan Muhammad Ex Chairman UC Chowki Tenda
461. Muhammad Siddique S/o Shan Muhammad

462. Aneeq Siddique S/o Muhammad Siddique
463. Ashfaq Ahmed S/o Muhammad Hussain
464. Awais Asif S/o Muhammad Sharif
465. Muhammad Ilyas S/o Muhammad Sharif
466. Sarfraz Aftab S/o Muhammad Aftab
467. Muhammad Bashir S/o Haider Khan
468. Adnan Anwar S/o Muhammad Anwar
469. Muhammad Bashir S/o Ali Muhammad
470. Muhammad Idrees S/o Muhammad Bashir
471. Kafayat Khan S/o Hukam Dad Khan
472. Sobidar Muhammd Iqbal S/o Hukam Dad Khan
473. Mushtaq Khan S/o Hukam. Dad Khan
474. Waheed-ur-Rehman S/o Bagga Khan
475. Muhammad Azam S/o Ali Muhammad
476. Abdul Aziz S/o Fazal Karim Malik
477. Abdul Latif S/o Fazal Karim Malik
478. Abdul Waheed S/o Fazal Karim Malik
479. Abdul Majeed S/o Fazal Karim Malik
480. Rizwan Azam S/o Muhammad Azam
481. Adnan Azam S/o Muhammad Azam
482. Jabran Azam S/o Muhammad Azam
483. Muhammad Farooq S/o Nazir Hussain
484. Muhammad Nadeem S/o Muhammad Safeer
485. Abid Hussain S/o Anayat Khan
486. Naseem-ur-Rehman S/o Muhammad Rafique
487. Nisar Ahmed Malik S/o Said Muhammad Malik
488. Nasir Munir Malik S/o Munir Ahmed Malik
489. Idrees Malik S/o Muhammad Khalil
490. Qaiser Imtiaz S/o Imtiaz Ahmed
491. Malik Muhammad Younas S/o Malik Wali
Muhammad
492. Muhammad Shabir S/o Muhammad Sharif
493. Muhammad Khalil S/o Sardar Khan
494. Muhammad Rashid s/oSardar Khan
495. Muhammad Sohaib S/o Malik Muhammad Majeed
496. Muhammad Shabir S/o Salthi Muhammad
497. Jamshed Khan S/o Sakhi Muhammad
498. Qazi Javed Iqbal S/o Qazi Muhammad Dilpazir
499. Sameer Hussain S/o Shabir Khan
500. Khurshid Alam S/o Malik Ali Dad Khan
501. Noman Khurshid S/o Khurshid Alam
502. Abid Sadiq s/o Muhammad Sadiq
503. Mudassar Malik S/o Muhammad Liaquat Ali

504. Meharban Malik S/o Muhammad Ismail
505. Malik Muhammad Khalil S/o Ferooz Ali
506. Muhammad Ajaib s/o Malik Sakhi Malik
507. Sohbat-ullah S/o Rashid Ahmed
508. Muhammad Munir Khan S/o Kha Muhammad
509. Junaid Malik S/o Muhammad Shabir
510. Asif Malik S/o Muhammad Arif
511. Mubashar Malik S/o Muhammad Matloob Malik
512. Atif Malik S/o Muhammad Arif
513. Wajih-ul-Hassan S/o Muhammad Naheem
514. Anees Malik S/o Muhammad Akram Malik
515. Zaheer Malik S/o Muhammad Matloob
516. Muhammad Ismail S/o Muhammad Khalil Malik
517. Abid Aslam S/o Muhammad Salam Khan
518. Muhammad Aslam Khan S/o Ameer Alam Khan
519. Mazhar Hussain S/o Ameer Alam Khan
520. Yasir Aslam s/o Muhammad Aslam Khan
521. Zahid Mehmood S/o Muhammad Anayat Khan
522. Rizwan Malik S/o Muhammad Zarahat
523. Abdul Rehman S/o Munshi Pehalwan Khan
524. Abdul Ghafoor S/o Munshi Pehalwan Khan
525. Muhammad Mehboob S/o Muhammad Ayub
526. Abdul Wahab S/o Muhammad Ayub
527. Munshi Khan S/o Shan Muhammad
528. Umer Malik S/o Malik Sakhi Walayat
529. Hasoor Ahmed S/o Tufail Mehmood
530. Wasif Ali Hashmi S/o Muhammad Javed Hashmi
531. Ejaz Ahmed S/o Qazi Muhammad Zaman
532. Ehsan Javed Hashmi S/o Muhammad Javed Hashmi
533. Muhammad Javed Hashmi S/o Qazi Muhammad Zaman
534. Naveed Ahmed S/o Muhammad Arshad Qureshi
535. Amjad Ali Hashmi S/o Muhammad Arshad Hashmi
536. Wahib Hashmi s/o Ejaz Ahmed,
537. Khaliq Kamal s/o Mahzar Hussain,
538. Aziz Younas S/o Muhammad Younas
539. Qais Kamal S/o Mazhar Hussain
540. Manzar Islam S/o Mazhar. Hussain
541. Usama Azhar S/o Azhar Hussain
542. Muhammad Ubaid S/o Malik Muhammad Najeeb
543. Ashar-ul-Quds S/o Tariq Ali
544. Tahir Mehmood S/o Muhammad Khalil

- 545. Muhammad Akhtar S/o Liaquat Ali Khan
- 546. Muhammad Ashraf S/o Muhammad Yousaf
- 547. Moeen Meharban S/o Muhammad Meharban
- 548. Muhammad Mujeeb S/o Muhammad Idrees
- 549. Kafil Ahmed S/o Latif Khan
- 550. Naseer Ahmed S/o Malik Muhammad Azeem
- 551. Anayat S/o Karam Hussain
- 552. Zaheer Ahmed S/o Muhammd Qasim
- 553. Afaq S/o Muhammad Yousaf
- 554. Jabar Khan S/o Kala Khan
- 555. Muhammad Azad S/o Muhammad Mushtaq
- 556. Muhammad Yousaf S/o Sain Muhammad
- 557. Dawood S/o Azam
- 558. Yasir Mehmood S/o Muhammad Ramzan
- 559. Khizar Mehmood S/o Muhammad Azam Qureshi
- 560. Muhammad Attique S/o Muhammad Latif Khan
- 561. Muhammad Meharban S/o Shafi Muhammad
- 562. Aqeel Ahmed S/o Muhammad Latif Khan (serial No.456 to 563) residents of village Athroeen, Tehsil and District Kotli.

...PROFORMA RESPONDENTS

(On appeal from the judgment of the High Court dated 31.12.2020 in writ petition No.710-A of 2020)

FOR THE APPELLANTS: Mr. Fiaz Haider Nawabi
and Hafiz Fazal-ur-
Rehman, Advocates.

FOR THE RESPONDENTS: Mr. Tahir Aziz Khan and
Advocate along with
respondent No.4.

Civil appeal No.62 of 2021
(PLA filed on 14.01.2021)

- 1. Muhammad Basharat Khan S/o Abdul Raheem
- 2. Muhammad Ishfaq Khan S/o Nawab Khan.
- 3. Tahir Raheem S/o Abdul Raheem

4. Malik Nisar Ahmed S/o Muhammad Maskeen Malik
5. Muhammad Zaman s/o Abdul Aziz Sheikh
6. Muhammad Rafaq Khan S/o Muhammad Ishfaq Khan
7. Abdul Jabar Khan S/o Muhammad Taleem Khan
8. Muhamad Taleem Khan S/o Muhammad Sharif All residents of village Kapabu, Tehsil and District Muzaffarabad.
9. Muhammad Zafran s/o Muhammad Akram
10. Muhammad Sultan Abbasi s/o Muhammad Kala Khan
11. Muhammad Maqsood Abbasi s/o Muhammad Younas Abbasi
12. Muhammad Shafique s/o Haji Khani Zaman Khan
13. Ghulam Qadir Abbasi s/o Abdullah Abbasi
14. Muhammad Shafique s/o Bahadar Khan Abbasi
15. Muhammad Saeed Abbasi s/o Ali Bahadar
16. Muhammad Safeer Abbasi s/o Muhammad Bashir Khan
17. Muhammad Siddique Abbasi s/o Ali Bahadar
18. Bani Hussain s/o Said Ali. All residents of Village Katheeli Azad Tehsil and District Muzaffarabad,
19. Rashid Mehmood S/o Karam Din
20. Muhammad Maqsood S/o Habib Ullah
21. Anjum Mehmood s/o Muhammad Maqsood
22. Muhammad Rafique S/o Habib Ullah
23. Karam Din S/o Habib Ullah
24. Arshad Mehmood S/o Karam Din
25. Muhammad Hussain S/o Habib Ullah Chaudhary All residents of Village Roogan Tehsil and District Muzaffarabad, Azad Jammu and Kashmir.
26. Aftab Ahmed Abbasi S/o Muhammad Yagoob Abbasi
27. Muhammad Yagoob Khan Abbasi S / o Hameed Ullah Khan
28. Ahsam S/o Noor Alam Khan
29. Ehtesham S/o Noor Alam Khan
30. Anees Sharif S/o Muhammad Sharif Abbasi
31. Faizan Maqsood Abbasi S/o Muhammad Maqsood Abbasi
32. Muhammad Maqbool Khan Abbasi S/o Hameed Ullah Khan Abbasi

33. Khaliq Ahmed Abbasi S/o Muhammad Maqbool Khan Abbasi
34. Naeem Ahmed S/o Mir Alam
35. Adeel Ahmed Abbasi S/o Bashir Ahmed. All residents of Village Dhaka Tehsil and District Muzaffarabad, Azad Jammu and Kashmir.
36. Syed Saleem Hussain Shah S/o Ali Asghar Shah
37. Muhammad Rasheed S/o Matwali
38. Muhammad Saleem S/o Abdul Karim
39. Muhammad Aslam S / o Abdul Rehman
40. Khursheed Khan S/o Muhammad Rasheed Khan
41. Muhammad Younas S/o Sarwar Din
42. Liaqat Ali S/o Abdul Hameed Khan
43. Raja Faizan Rasheed S/o Abdul Rasheed
44. Adeem Naseem S/o Muhammad Naseem Khan
45. Raja Muhammad Touseef Nazir S/o Raja Muhammad. Nazeer
46. Nabeel Nazir S/o Muhammad Nazir Khan. All residents of Village Thala Tehsil and District Muzaffarabad, Azad Jammu and Kashmir.
47. Shoukat Hussain Khan Mughal Aziz-ur-Rehman Khan
48. Muhammad Arif S/o Muhammad Manzoor Khan
49. Saeed Ahmed S/o Suleman Khan
50. Muhammad Ashraf S/o Fazal Rehman All residents of Village Nandal Tehsil and District Muzaffarabad, Azad Jammu and Kashmir.
51. Ejaz Ahmed Mughal S/o Muhammad Ayyub
52. Shafqat Ali Mughal S/o Zabardast Khan
53. Mirza Ansar Ali Mughal S/o Zabardast Khan
54. Gulzar Hussain S/o Muhammad Maskeen
55. Shoukat Hussain S/o Khan Muhamn-iad Khan
56. Muhammad Tamoor Mughal S/o Muhammad Yagoob Khan Mughal
57. Muhammad Zaman S/o Faqeer Muhammad
58. Nayyar Iqbal S/o Muhammad Bashir Khan
59. Muhammad Liaqat Khan S/o Faqeer Muhammad
60. Zahid Rasheed S/o Abdul Rasheed Khan Mughal
61. Asif Ali S/o Zabardast Khan. All residents of village Dana Tehsil and District Muzaffarabad, Azad Jammu and Kashmir.
62. Bilal Mughal S/o Gulfraz
63. Muhammad Maqsood Khan S/o Alaf Din Mughal

64. Muhammad Shahbaz Mughal S/o Gul Farm Khan
65. Muhammad Shafique Khan S/o Khani Zaman
66. Arshad Mehmood S/o Khani Zaman. All residents of village Anwar Sharif Tehsil and District Muzaffarabad, Azad Jammu and Kashmir.

....APPELLANTS

VERSUS

Inhabitants of Patwar Circle Anwar Sharif through:-

1. Waheed Mughal Son of Makhan Khan R/o Kuppabutt Patwar Circle Anwar Sharif Tehsil and District Muzaffarabad.
2. Mohammad Ayaz Khan Mughal R/o Village Danna Patwar Circle Anwar Sharif Tehsil and District Muzaffarabad.
3. Mohammad Ayub Khan Mughal R/o Village Danna Patwar Circle Anwar Sharif Tehsil and District Muzaffarabad.
4. Israr Hussain Mughal Son of Muhammad Yartob Khan R/o Village Anwar Sharif, Patwar Circle Anwar Sharif Tehsil and District Muzaffarabad.
5. Shabbir Ahmed Shaheen R/o Village Anwar Sharif, Patwar Circle Anwar Sharif Tehsil and District Muzaffarabad.
6. Kamran Mughal Son of Muhammad Imran Khan R/o Anwar Sharif, Patwar Circle Anwar Sharif Tehsil and District Muzaffarabad.
7. Abdul Latif Khan R/o Anwar Sharif, Patwar Circle Anwar Sharif Tehsil and District Muzaffarabad.
8. Muhammad Zaid Khan R/o Anwar Sharif, Patwar Circle Anwar Sharif Tehsil and District Muzaffarabad.
9. Muhammad Bashir Khan R/o Anwar Sharif, Patwar Circle Anwar Sharif Tehsil and District Muzaffarabad.
10. Muhammad Shahnawaz R/o Anwar Sharif, Patwar Circle Anwar Sharif Tehsil and District Muzaffarabad.
11. Muhammad Altaf R/o Anwar Sharif, Patwar Circle Anwar Sharif Tehsil and District Muzaffarabad.

12. Muhammad Hussain R/o Anwar Sharif, Patwar Circle Anwar Sharif Tehsil and District Muzaffarabad.
13. Rameez Khan R/o Anwar Sharif, Patwar Circle Anwar Sharif Tehsil and District Muzaffarabad.

.... RESPONDENTS

14. Delimitation Commission of Azad Jammu and Kashmir through its Chairman and Secretary Election Commission of Azad Jammu and Kashmir Muzaffarabad.
15. Secretary Delimitation Commission/Election Commission of Azad Jammu and Kashmir Muzaffarabad.
16. Azad Jammu and Kashmir Government through its Chief Secretary, having his office at New Civil Secretariat Muzaffarabad.
17. Public at large Constituency No.XXX Muzaffarabad 4 and XXX-1,1V Muzaffarabad 5 & XXVIII Muzaffarabad 2.
18. Public at large of Patwar Circle Anwar Sharif Tehsil and District Muzaffarabad.
19. Public at Large Constituency No XXVII Muzaffarabad 01, LA XXIX Muzaffarabad, 3, LA-XXII Muzaffarabad-6, LA-XXIII Muzaffarabad 07.

...PROFORMA RESPONDENTS

(On appeal from the judgment of the High Court dated 23.12.2020 in writ petition No.950 of 2020)

FOR THE APPELLANTS:	Raja Gul Majeed Khan and Mr. Tahir Aziz Khan, Advocates.
FOR THE RESPONDENTS:	Mr. Haroon Riaz Mughal, Advocate.

Civil appeal No.60 of 2021
(PLA filed on 08.03.2021)

1. Touqeer Riaz S/O Mohammad Riaz, R/o Malarh, P.O Kotli, Tehsil and District Kotli.
2. Waleed Riaz S/O Mohammad Riaz, R/o Malarh, P.O Kotli, Tehsil and District Kotli.
3. Mohammad Ishaq S/O Chaudry Faqar Din r/O Thallan, P.O Kolti, Hill Kalan, Tehsil and District Kotli.
4. Mohammad Masood S/O Mohammad Sadique RIO Dhairi Nala, P.O Kotli Tehsil and District Kotli.
5. Irfan Saddique S/O Choudry Mohammad Saddique R/O Dhairi Nala P.O Kotli.
6. Mohammad Naveed Ch. S/O Fazal Dad RIO Mohallah Thalia, P.O Dehri Nala, Kotli.
7. Mohammad Ayaz S/O Abdul Rehman, R/O Mohallah Thala, P.O Dehri Nala, Kotli Azad Kashmir.
8. Abdul Ghayas S/O Mohammad Yaqoob R/O Kotli, Hill Kalan, Tehsil and District Kotli
9. Mehmood Ahmed S/O Noor Muhammad R/O Mohallah Nawan, P.O Kotli.
10. Mohammad Akbar Chaudhary S/O Makhan Khan R/O P.O Kotli, Hill Kallan Tehsil and District Kotli.
11. Mohabat Hussain s/O Hussain Mohammad R/O P.O Kotli, Tehsil and District Kotli.
12. Javed Iqbal S/O Raj Mohammad R/O Dhairi Nalla, P.O Kotli, Tehsil and District Kotli.
13. Nazim Nazak S/O chaudry Mohammad Nazak R/O P.O Kotli, Tehsil and District Kotli.
14. Faisal Mushtaq S/O Muhammad Mushtaq RIO Dhari Nala, P.O Kotli.
15. Sarfraz Anayat S/O Mohammad Anayat R/O Dhairi Nalla, P.O Kotli, Tehsil and District Kotli.
16. Mohammad Sajid Shareef S/O Malik Muhammad Shareef r/O Kotli, Tehsil and District Kotli.
17. Mohammad Riaz S/O Shah Muhammad R/O Tehsil and District Kotli.
18. Yasir Mushtaq S/O Mohammad Mushtaq r/O Dhairi Nalla, P.O Kotli, Tehsil and District Kotli.
19. Mohammad Waheed S/O Mohammad Khan R/O Dhairi Nalla, Tehsil and District Kotli.
20. Zulfiqar Khaleeq S/O Muhammad Khaleeq RIO Dhairi Nalla, Tehsil and District Kotli.

21. Muhammad Fiaz S/o Muhammad Kareem R/O Dhairi Nalla, Tehsil and District Kotli.
22. Muhammad Kamran S/O Qurban Hussain R/O Dhairi Nalla, Tehsil and District Kotli.
23. Muhammad Waleed S/o Muhammad Lateef R/O Dhairi Nalla, Tehsil and District Kotli.
24. Muhammad Babu ul Haq S/o Khadim Hussain R/O Dhairi Nalla, Tehsil and District Kotli.
25. Aamir Mehmood S/o Gajo Khan R/O Dhairi Nalla, Tehsil and District Kotli.
26. Muhammad Khalil S/O Gajo Khan R/O Dhairi Nalla, Tehsil and District Kotli.
27. Mehtab Hussain S/O Wali Dad Khan R/O Dhairi Nalla, Tehsil and District Kotli.
28. Muhammad Asif S/O Muhammad Gulnasib R/O Dhairi Nalla, Tehsil and District Kotli.
29. Muhammad Naeem S/o Shan Muhammad R/O Dhairi Nalla, Tehsil and District Kotli.
30. Aamir Sohail S/O Raj Muhammad R/O Dhairi Nalla, Tehsil and District Kotli.
31. Muhammad Shafiq S/O Nazar Muhammad R/O Dhairi Nalla, Tehsil and District Kotli.
32. Noman Chaudhary S/O Abdul Rehman R/O Dhairi Nalla, Tehsil and District Kotli.
33. Aamir Hussain S/o Mohabat Khan R/O Dhairi Nalla, Tehsil and District Kotli.
34. Muhammad Nadeem S/O Muhammad Jaleel R/O Dhairi Nalla, Tehsil and District Kotli.
35. Safarash Hussain S/O Muhammad Sharif R/O Dhairi Nalla, Tehsil and District Kotli.
36. Abid Ali S/O Hukam Dad R/O Dhairi Nalla, Tehsil and District Kotli.
37. Kabeer Hussain S/O Muhammad Khan R/O Dhairi Nalla, Tehsil and District Kotli.
38. Chaudhary Sohbat Ali S/O Chaudhary Jalal Din R/O Dhairi Nalla, Tehsil and District Kotli.
39. Muhammad Bilal Farooq S/O Hafiz Tariq Mehmood R/O Dhairi Nalla, Tehsil and District Kotli.
40. Muhammad Saleem S/o Hassan Muhammad R/O Dhairi Nalla, Tehsil and District Kotli.
41. Saqib Nisar S/O Muhammad Nisar R/O Dhairi Nalla, Tehsil and District Kotli.

42. Raj Muhammad S/O Shan Muhammad RIO Dhairi Nalla, Tehsil and District Kotli.
43. Nasir Ali S/O Chaudhary Lal Khan R/O Dhairi Nalla, Tehsil and District Kotli.
44. Muhammad Zia S/O Muhammad Tariq R/O Dhairi Nalla, Tehsil and District Kotli.
45. Mohabat Hussain S/o Muhammad Zaman R/O Dhairi Nalla, Tehsil and District Kotli.
46. Muhammad Tariq S/O Shan Muhammad R/O Dhairi Nalla, Tehsil and District Kotli.
47. Anees Yagoob S/o Muhammad Yaqoob R/O Dhairi Nalla, Tehsil and District Kotli.
48. Malik Naeem Asghar S/O Muhammad Asghar R/O Malhar, Tehsil and District Kotli.
49. Sohaib Farooq S/O Muhammad Farooq R/O Malhar, Tehsil and District Kotli.
50. Junaid Khalid S/o Muhammad Khalid R/O Malhar, Tehsil and District Kotli.
51. Muhammad Raqeeb S/O Muhammad Khan R/O Malhar, Tehsil and District Kotli.
52. Muhammad Wajid Rasheed. S/O Muhammad Rasheed Malik R/O Malhar, Tehsil and District Kotli.
53. Majid Ayub Slo Muhammad Ayub RIO Malhar, Tehsil and District Kotli.
54. Nabeel Maroof S/O Muhammad Maroof R/O Malhar, Tehsil and District Kotli.
55. Muhammad Zulfiqar S/o Muhammad Hussain R/O Malhar, Tehsil and District Kotli.
56. Muhammad Naib S/O Muhammad Ajaib R/O Malhar, Tehsil and District Kotli.
57. Muhammad Rasheed Malik S/O Faqeer Muhammad R/O Malhar, Tehsil and District Kotli.
58. Muhammad Yaqoob S/o Kamal Din R/O Malhar, Tehsil and District Kotli.
59. Mehboob Hussain S/O Kamal Din R/O Malhar, Tehsil and District Kotli.
60. Muhammad Mehboob S/O Malik Muhammad Siddique R/O Malhar, Tehsil and District Kotli.
61. Chaudhary Muhammad Zarat S/O Chaudhary Shan Muhammad R/O Malhar, Tehsil and District Kotli.

62. Ejaz Hussain S/o Panno Khan R/O Malhar, Tehsil and District Kotli.
63. Altaf Hussain S/O Panno Khan R/O Malhar, Tehsil and District Kotli.
64. Malik Javed Iqbal S/O Malik Sakhi Muhammad R/O Malhar, Tehsil and District Kotli.
65. Muhammad Shafiat S/o Shan Muhammad R/O Malhar, Tehsil and District Kotli.
66. Muhammad Naeem S/O Muhammad Kareem R/O Malhar, Tehsil and District Kotli.
67. Muhammad Shabbir S/O Noor Muhammad R/O Malhar, Tehsil and District Kotli.
68. Suleman Mehboob S/O Mehboob Hussain R/O Malhar, Tehsil and District Kotli.
69. Chaudhary Khadim Hussain S/O Sawan Khan R/O Hil Kalan, Tehsil and District Kotli.
70. Abdul Noman S/O Abdul Rehman R/O Hil Kalan, Tehsil and District Kotli.
71. Ikram Rabbani S/o Muhammad Zubair Qadri R/O Hil Kalan, Tehsil and District Kotli.
72. Abdul Rehman S/O Chaudhary Kala Khan R/O Hil Kalan, Tehsil and District Kotli.
73. Aurangzaib S/o Faqeer Muhammad R/O Hil Kalan, Tehsil and District Kotli.
74. Noman Abrar S/O Abrar Hussain R/O Hil Kalan, Tehsil and District Kotli.
75. Muhammad Idrees S/O Aurangzaib R/O Hil Kalan, Tehsil and District Kotli.
76. Muhammad Qias S/O Muhammad Hanif R/O Hil Kalan, Tehsil and District Kotli.
77. Mohib Hussain S/O Hassan Muhammad R/O Malhar, Tehsil and District Kotli.
78. Muhammad Zahid S/o Chaudhary Fateh Muhammad R/O Dhairi Nala, Tehsil and District Kotli.
79. Muhammad Najeeb S/O Noor Muhammad R/O Dhairi Nala, Tehsil and District Kotli.
80. Hukam Dad S/O Fazal R/O Dhairi, Tehsil and District Kotli.
81. Muhammad Shafiq S/O Abdul Hameed R/O Dhairi, Tehsil and District Kotli.
82. Muhammad Najeeb S/O Abdul Hameed R/O Dhairi, Tehsil and District Kotli.

83. Muhammad Rasheed S/o Ali Muhammad R/O Dhairi, Tehsil and District Kotli.
84. Muhammad Younas s/o Ali Muhammad r/o Dhairi, Tehsil and District Kotli.
85. Manzoor Hussain S/O Hassan Muhammad R/O Dhairi, Tehsil and District Kotli.
86. Muhammad Naveed S/O Abdul Hameed R/O Dhairi, Tehsil and District Kotli.
87. Muhammad Safarash S/O Sain R/O Dhairi, Tehsil and District Kotli.
88. Muhammad Waqas S/o Muhammad Aziz R/O Dhairi, Tehsil and District Kotli.
89. Muhammad Mehrban S/O Sadar Din R/O Dhairi Nala, Tehsil and District Kotli.
90. Muhammad Rafaq S/O Abdul Rasheed R/O Malhar, Tehsil and District Kotli.
91. Muhammad Altaf Ahmed S/O Muhammad Akbar R/O Bhaneer, Tehsil and District Kotli.
92. Muhammad Javed S/O Muhammad Latif R/O R/O Dhairi Nala, Tehsil and District Kotli.
93. Muhammad Saleem S/O Hassan Muhammad R/O Dhairi Nala, Tehsil and District Kotli.
94. Muhammad Pervaiz S/o Raj Muhammad R/O Dhairi Nala, Tehsil and District Kotli.

....APPELLANTS

VERSUS

1. Syed Azhar Hussain Shah S/O Syed Pir Hussain Shah, Retired Teacher,
2. Akhlaq Hussain. S/O Karam Dad Choudry,
3. Muhammad Yaqoob Qureshi S/O Muhammad Nazir Qureshi,
4. Muhammad Ajaib S/O Muhammad Nazir,
5. Syed Tanveer Shah S/O Pir Hussain Shah,
6. Shabir Ahmed S/O Muhammad Bashir,
7. Sultan Mehmood S/O Muhammad Siddique,
8. Mustaja Hussain S/O Muhammad Nazir,
9. Karam Dad S/O Shan Muhammad (Serial No.1 to 9) residents of Village Hill Kalan, Tehsil and District Kotli (A.K).
10. Syed Anwar Hussain Shah S/o Fazal Shah,

11. Talib Hussain Shah S/O Barkat Hussain Shah,
12. Muhammad Qasim S/O Muhammad Sarwar,
13. Choudhry Muhammad Siddique S/O Said Muhammad,
14. Ghulam Nabi S/O Sakhawat,
15. Nazakat Hussain S/O Muhammad Shafi,
16. Mehboob Khan S/O Akbar Khan,
17. Muhammad Younas S/O Sakhawat, •
18. Choudhry Hukam Dad S/O Choudhry Mir Dad,
19. Ali Dad S/O Hassan Muhammad,
20. Master Muhammad Bakkar S/O Muhammad Anwar (Serial No.10 to 20) Residents Of Village Hill Khurd, Tehsil and District Kotli (A.K)
21. Raja Muzammal Hussain S/O Ghulam Sarwar,
22. Abdul Rehman S/O Muhammad Siddique,
23. Muhammad Yaqoob S/O Jalal-ud-Din Choudhry
24. Muhammad Naseer S/O Said Muhammad,
25. Muhammad Rafi Khan S/o Muhammad Aziz,
26. Ch. Muhammad Fazal S/O Ch. Allah Ditta,
27. Shahid Mehmood S/O Muhammad Meharban,
28. Muhammad Meharban S/O Punno Khan,
29. Allah Ditta S/O Muhammad Tufail,
30. Shoaib Ahmed S/O Muhammad Meharban,
31. Muhammad Akram S/O Qurban Hussain (Serial No.21 to 31) Residents of Village Lot, Tehsil and District Kotli (A.K.)
32. Umer Abbas S/O Muhammad Mehfooz,
33. Muhammad Farooq S/O Muhammad Bashir,
34. Muhammad Arif S/o Muhammad Sharif,
35. Dawood Ahmed s/O Ghulam Mustafa,
36. Muhammad Tariq S/O Muhammad Bashir (Serial No.32 to 36 and 38) residents of Villae Dheri Nala, Tehsil and District Kotli (A.K).
37. Ishtiaq Ahmed S/O Nazar Muhammad,
38. Rifaqat Hussain Shah S/o Imtiaz Hussain Shah 9Serial No.37 and 38) Residents of Village Dheri Nala, tehsil and District Kotli (A.K).
39. Mehtab Shah S/o Mushtaq Hussain Shah resident of Village Hill Khurd, Tehsil and district Kotli (A.K.)

.... RESPONDENTS

40. Delimitation Commission of Azad Jammu & Kashmir through Chairman/Chief Election Commissioner, Azad Jammu & Kashmir, Muzaffarabad.
41. Secretary, Election Commission, Azad Jammu and Kashmir, Muzaffarabad.
42. Raja Rashad Mehmood, Deputy Election Commissioner, Azad Jammu and Kashmir, Muzaffarabad.
43. Deputy Commissioner, District Kotli (A.K).
44. Tehsildar, Tehsil Kotli (A.K).
45. Choudhry Abdul Qayyum S/O Said Muhammad,
46. Choudhry Muhammad Ayub Sadiq S/O Choudhry Muhammad Sadiq,
47. Muhammad Ayyaz S/O Abdul Rehman,
48. Muhammad Ishag S/O Choudhry Faqar Din,
49. Zulfiqar Ali S/O Karim Dad, (Serial No.6 to 10) residents of Vilalge Hill Kalan, Tehsil and District Kotli (A.K)
50. Hukam Dad S/O Choudhry Dilawar Khan,
51. Abid Mehmood S/O Ghulab Muhammad,
52. Abdul Rehman S/O Muhammad Bashir (Serial No.11 and 13) Residents of Village Lot, Tehsil and District Kotli (A.K).
53. Muhammad Naveed S/O Fazal Dad Resident of Village Dheri Tehsil and District Kotli (A.K).
54. Muhammad Shoukat S/o Jaral Khan,
55. Muhammad Masood S/o Muhammad Siddique,
56. Irfan Siddique s/o Choudhary Muhammad Siddique (Serial No.14 to 17) residents of Village Bhunera, Tehsil and District Kotli.
57. Syed Alwan Mohi-ud-Din s/o Israr Mohi-ud-Din.
58. Mehmood Ahmed S/O Noor Muhammad,
59. Ishtiaq Ahmed S/O Muhammad Latif,
60. Muhammad Akbar Choudhary S/O Makhan Khan,
61. Aftab Ahmed S/O Sajawal Khan (Serial No. 18 to 22) residents of Village Bhuner Tehsil and district Kotli (A.K.)
62. Raja Asad Hussain Advocate, Resident of Village Sarsawar Tehsil and District Kotli (A.K.)

....PROFORMA RESPONDENTS

(On appeal from the judgment of the High Court dated 26.12.2020 in writ petition No.741-B of 2020)

FOR THE APPELLANTS: Kh. Attaullah Chak, and
Mr. Tahir Aziz Khan,
Advocates.

FOR THE RESPONDENTS: Raja Khalid Mehmood
Khan Advocate.

Civil appeal No.61 of 2021
(PLA filed on 02.04.2021)

1. Ch. Abdul Qayum son of Said Muhammad,
2. Ch. Muhammad Ayub Sadiq son of Muhammad Sadiq,
3. Muhammad Ayaz son of Abdul Rehman,
4. Muhammad Ishaq son of Faqar Deen,
5. Zulfiqar Ali son of Karim Dad, r/o village Hill Kalan Tehsil and District Kotli.
6. Hukam Dad son of Dilawar Khan, r/o Lot,
7. Muhammad Naveed son of Fazal Dad, r/o Dheeri.
8. Muhammad Shokat son of Jalal Khan,
9. Muhammad Maqsood son of Muhammad Sadiq,
10. Irfan Siddique son of Muhammad Siddique r/o Banera, Tehsil and District Kotli.

VERSUS

1. Syed Azhar Hussain Shah son of Syed Pir Hussain
2. Akhlaq Hussain son of Karam Dad Chaudhary,
3. Muhammad Yaqoob Qureshi son of Muhammad Nazir,
4. Muhammad Ajaib son of Muhammad Nazir,

5. Syed Tanveer Shah son of Pir Hussain Shah,
6. Shabir Ahmed son of Muhammad Bashir,
7. Sultan Mehmood son of Muhammad Siddique,
8. Mustajab Hussain son of Muhammad Nazir,
9. Karam Dad son of Shah Muhammad r/o village Hill Kalan, Tehsil and District Kotli.
10. Syed Anwar Hussain Shah son of Fazal Shah,
11. Taliq Hussain Shah son of Barkat Hussain Shah,
12. Muhammad Qasim son of Muhammad Sarwar,
13. Ch. Muhammad Siddique son of Said Muhammad,
14. Ghulam Nabi son of Sakhawat,
15. Nazzakat Hussain son of Muhammad Shafi,
16. Mehboob Khan son of Akbar Khan,
17. Muhammad Younas son of Sakhawat,
18. Ch. Hukam Dad son of Ch. Mir Dad,
19. Ali Dad son of Hassan Muhammad,
20. Master Muhammad Bakkar son of Muhammad Anwar r/o village Hill Khurd, Tehsil and District Kotli.
21. Raja Muhammad Hussain son of Ghulam Sarwar,
22. Abdul Rehman son of Muhammad Siddique,
23. Muhamamd Yaqoob son of Jalal-ud-Din Chaudhary,
24. Muhammad Naseer son of Said Muhammad,
25. Muhammad Rafi Khan son of Muhammad Aziz,
26. Ch. Muhammad Fazal son of Ch. Allah Ditta,
27. Shahid Mehmood son of Muhammad Meharban,
28. Muhammad Meharban son of Punno Khan,
29. Allah Ditta son of Muhammad Tufail,
30. Shoib Ahmed son of Muhammad Meharban,

31. Muhammad Akram son of Qurban Hussain, r/o village Lot, Tehsil and District Kotli.
32. Umer Abbas son of Muhammad Mehfooz,
33. Muhammad Farooq son of Muhammad Bashir,
34. Muhammad Arif son of Muhammad Sharif,
35. Dawood Ahmed son of Ghulam Mustafa,
36. Muhammad Tariq son of Muhammad Bashir, r/o village karoeen, Tehsil and District Kotli.
37. Ishtiaq Ahmed son of Nazar Muhammad,
38. Rifaqat Hussain Shah son of Imtiaz Hussain Shah, r/o village Dheri Nalla, Tehsil and District Kotli.
39. Mehtab Shah son of Mushtaq Hussain Shah, r/o village Hill Khurd, Tehsil and District Kotli.

RESPONDENTS

1. Delimitation Commission of Azad Jammu and Kashmir through Chairman/Chief Election Commissioner, Azad Jammu and Kashmir, Muzaffarabad.
2. Secretary Election Commission, Azad Jammu and Kashmir, Muzaffarabad.
3. Raja Rashad Mehmood, Deputy Election Commissioner, Azad Jammu and Kashmir, Muzaffarabad.
4. Deputy Commissioner, District Kotli.
5. Tehsildar Kotli.
6. Abid Mehmood son of Gulab Muhammad,
7. Syed Alwan Mohi-ud-Din son of Israr Mohi-ud-Din,
8. Mehmood Ahmed son of Noor Muhammad,

9. Ishtiaq Ahmed son of Muhammad Latif,
10. Muhammad Akbar Chaudhary son of Makhan Khan,
11. Aftab Ahmed son of Sajawal Khan, r/o village Bhuner, Tehsil and District Kotli.
12. Raja Asad Hussain Advocate, r/o village Sarsawa, Tehsil and District Kotli.
13. Touqeer Riaz son of Muhammad Riaz Malarh p/o Kotli.
14. Waleed Riaz son of Muhammad Riaz, r/o Malarh p/o Kotli.
15. Muhammad Ishaq son of Ch. Pular Din, r/o Malian, p/o Hill Kala, Tehsil and District Kotli.
16. Muhammad Masood son of Muhammad Siddique, r/o Dhari Nalla,
17. Irfan Siddique son of Ch. Muhammad Siddique, r/o Dhari Nalla,
18. Mohammad Naveed Ch, son of Fazal Dad, r/o Mohammad Thala,
19. Mohammad Ayaz son of Abdul Rehman, r/o Mohallah Thala,
20. Abdul Ghayas son of Mohammad Yaqoob, r/o Kotli Hill Kalan, Tehsil and District Kotli.
21. Mehmood Ahmed son of Noor Mohammad, r/o Mohammad Nawan Kotli.
22. Mohammad Akbar ch. son of Makhan Khan, r/o Hill Kalan,
23. Mohabat Hussain son of Hussain Mohammad, r/o Kotli,
24. Javed Iqbal son of Raj Mohammad, r/o Dharri Nala,

25. Nazim Nazak son of Ch. Mohammad Nazak, r/o Kotli.
26. Faisal Mushtaq son of Mohammad Mushtaq, r/o Dhari Nalla,
27. Sarfraz Anayat son of Mohammad Anayat, r/o Dhari Nalla,
28. Mohammad Sajid Sharif son of Malik Mohammad Sharif, r/o Dhari Nalla,
29. Mohammad Riaz son of Shah Mohammad, r/o Dhari Nalla,
30. Yasir Mushtaq son of Mohammad Mushtaq Dhari Nala,
31. Mohammad Waheed son of Mohammad Khan, r/o Dhari Nalla,
32. Zulfqar Khaleeq son of Mohammad Khaleeq, r/o Dhari Nalla, Kotli.
33. Mohammad Fiaz son of Mohammad Kareem, r/o Dhari Nalla,
34. Mohammad Kamran S/o Qurban Hussain R/o Dhari Nalla P.O Roth Tehsil Lulu Distract Kotli.
35. Mohammad Waleed S/o Mohammad Lateef R/o Dhari Nalla P.O Kohl Tehsil and Distrct Kotli.
36. Mohammad Babuk ul Haq S/o Khadim Hyussain R/o Dhari Nalla P.O Kotli Tehsil and District Kotli.
37. Aamir Mehmood S/o Gajo Khan R/o Dhari Nalla P.O Kotli Tehsil and District Kotli.
38. Muhammad Khalid S/o Gajo Khan R/o Dhari Nalla P.O Kotli Tehsil and District Kotli.
39. Mehtab Hussain R/o Wall Dad Khan R/o Dhari Nalla P.O Kotli Tehsil and District Kotli.

40. Mohammad Asif S/o Mohammad Gulnasib R/o Dhari Nalla P.O Kodi Tehsil and District Kotli.
41. Mohammad Naeem S/o Shah Mohammad R/o Dhari Nalla P.O Kotli Tehsil and District Kotli.
42. Aamir Sohail S/o Raj Mohammad R/o Dhari Nalla P.O Kotli Tehsil and District Kotli.
43. Mohammad Shafiq S/o Nazir Mohammad R/o Dhari Nalla P.O Kotli Tehsil and District Kotli.
44. Noman Ch S/o Abdul Rehman R/o Dhari Nalla P.O Kotli Tehsil and District Kotli.
45. Aamir Hussain S/o Mohabat Khan R/o Dhari Nalla P.O Kotli Tehsil and District Kotli.
46. Mohammad Nadeem S/o Mohammad Jameel R/o Dhari Nalla P.O Kotli Tehsil and District Kotli.
47. Safarash Hussain S/o Mohammad Sharif R/o Dhari Nalla P.O Kotli Tehsil and District Kotli.
48. Abid Ali S/o Hukam Dad R/o Dhari Nalla P.O Kotli Tehsil and District Kotli.
49. Kabir Hussain S/o Mohammad Khan R/o Dhari Nalla P.O Kotli Tehsil and District Kotli.
50. Ch. Sohbat Ali S/o Ch. Jalal Din R/o Dhari Nalla P.O Kotli Tehsil and District Kotli.
51. Mohammad Bila Farooq S/o Hafiz Tariq Mehmood R/o Dhari Nalla P.O Kotli Tehsil and District Kotli.
52. Mohammad Saleem S/o Hassan Mohammad R/o Dhari Nalla P.O Kotli Tehsil and District Kotli.
53. Saqib Nisar S/o Mohammad Nisar R/o Dhari Nalla P.O Kotli Tehsil and District Kotli.
54. Raja Mohammad S/o Shah Mohammad R/o Dhari Nalla P.O Kotli Tehsil and District Kotli.

55. Nasir Ali S/o Ch. Lal Khan R/o Dhari Nalla P.O Kotli Tehsil and District Kotli.
56. Mohammad Zia S/o Mohammad Tariq R/o Dhari Nalla P.O Kotli Tehsil and District Kotli.
57. Mohabat Hussain S/o Mohammad Zaman R/o Dhari Nalla P.O Kotli Tehsil and District Kotli.
58. Mohammad Tariq S/o Shan Mohammad R/o DhariNalla P.O Kotli Tehsil and District Kotli.
59. Anees Yaqoob S/o Mohammad Yaqoob R/o Dhari Nalla P.O Kotli Tehsil and District Kotli.
60. Malik Naeem Asghar S/o Mohammad Asghar R/o Malhar Tehsil and District Kotli.
61. Sohaib Farooq S/o Mohammad Farooq R/o Malhar Tehsil and District Kotli.
62. Junaid Khalid S/o Mohammad Khalid R/o Malhar, Tehsil and District Kotli.
63. Mohammad Raqeeb S/o Mohammad Khan R/o Malhar, Tehsil and District Kotli.
64. Mohammad Wajid Rasheed S/o Mohammad Rasheed Malik R/o Malhar, Tehsil and District Kotli.
65. Majid Ayub S/o Mohammad AyubR/o Malhar, Tehsil and District Kotli.
66. Nabeel Maroof S/o Mohammad Maroof R/o Malhar, Tehsil and District Kotli.
67. Mohammad Zulfiqar S/o Mohammad Hussain R/o Malhar, Tehsil and District Kotli.
68. Mohammad Naib S/o Mohammad Hussain R/o Malhar, Tehsil and District Kotli.
69. Mohammad Rasheed Malik S/o Faqeer Mohammad R?o Malhar, Tehsil and District Kotli.

70. Mohammad Yaqoob S/o Kamal Din R/o Malhar, Tehsil and District Kotli.
71. Mehboob Hussain S/o Kamal Din R/o Malhar, Tehsil and District Kotli.
72. Mohammad Mehboob S/o Malik Mohammad Siddique R/o Malhar, Tehsil and District Kotli.
73. Ch. Mohammad Zarat S/o Ch. Shan Mohammad R/o Malhar, Tehsil and District Kotli.
74. Ejaz Hussain S/o Panno Khan R/o Malhar, Tehsil and District Kotli.
75. Altaf Hussain S/o Panno Khan R/o Malhar, Tehsil and District Kotli.
76. Malik Javed Iqbal S/o Malik Sakhi Mohammad R/o Malhar, Tehsil and District Kotli.
77. Mohammad Shafiat S/o Shan Mohammad R/o Malhar, Tehsil and District Kotli.
78. Mohammad Naeem S/o Mohammad Kareem R/o Malhar, Tehsil and District Kotli.
79. Mohammad Shabir S/o Noor Mohammad R/o Malhar, Tehsil and District Kotli.
80. Suleman Mehboob S/o Mehboob Hussain R/o Malhar Tehsil and District Kotli.
81. Ch. Khadim Hussain S/o Sawan Khan R/o Malhar, Tehsil and District Kotli.
82. Abdul Noman S/o Abdul Rehman R/o Hil Kalan Tehsil and District Kotli.
83. Ikram Rubbani S/o Mohammad Zubair Qadri R/o Hil Kalan Tehsil and District Kotli.
84. Abdul Rehman S/o Ch. Kala Khan R/o Hil Kalan Tehsil and District Kotli.

85. Aurangzaib S/o Faqeer Mohammad R/o Hil Kalan Tehsil and District Kotli.
86. Noman Abrar S/o Abrar Hussain R/o Hi Kalan Tehsil and District Kotli.
87. Mohammad Idrees S/o Aurangzaib Hil Kalan Tehsil and District Kotli.
88. Mohamamd Qias S/o Mohammad Hanif R/o Hil Kalan, Tehsil and District Kotli.
89. Mohib Hussain S/o Hassan Mohammad Rio Malhar, Tehsil and District Kotli.
90. Mohammad Zahid S/o Ch. Fateh Mohammad R/o Dharri Nalla Tehsil and District Kotli.
91. Mohammad Najeeb S/o Noor Mohammad R/o Dharri Nalla Tehsil and District Kotli.
92. Hukam Dad S/o Faza R/o Dharri Nalla Tehsil and District Kotli.
93. Mohammad Shafiq S/o Abdul Hameed R/o Dharri Nalla Tehsil and District Kotli.
94. Mohammad Najeeb S/o Abdul Hameed R/o Dharri Nalla Tehsil and District Kotli.
95. Mohammad Rasheed S/o Ali Mohammad R/o Dharri Nalla Tehsil and District Kotli.
96. Mohammad Younas S/o Ali Mohammad R/o Dharri Nalla Tehsil and District Kotli.
97. Manzoor Hussain S/o Hassan Mohammad R/o Dharri Nalla Tehsil and District Kotli.
98. Mohammad Naveed S/o Abdul Hameed R/o Dharri Nalla Tehsil and District Kotli.
99. Mohammad Safarash S/o Sain R/o Dharri Nalla Tehsil and District Kotli.

100. Mohammad Waqas S/o Mohammad Aziz R/o Dharri Nalla Tehsil and District Kotli.
101. Mohammad Mehrban S/o Safdar Din R/o Dharri Nalla Tehsil and District Kotli.
102. Mohammad Razaq S/o Abdul Rasheed R/o Malhar Tehsil and District Kotli.
103. Mohammad Altaf Ahmed S/o Mohammad Akbar R/o Bhaneer Tehsil and District Kotli.
104. Mohammad Javed S/o Mohammad Latif R/o Dharri Nalla Tehsil and District Kotli
105. Mohammad Pervaiz S/o Raj Mohammad R/o Dhari Nalla Tehsil and District Kotli.
106. Mohammad Saleem S/o Hassan Mehmood R/o Dhari Nalla Tehsil and District Kotli.

....PROFORMA RESPONDENTS

(On appeal from the judgment of the High Court dated 26.02.2021 in writ petition No.741-B of 2020)

FOR THE APPELLANTS: Mr. Khalid Rasheed Ch., Advocate.

FOR THE RESPONDENTS: Mr. Tahir Aziz Khan, Advocate.

Date of hearing: 22 and 23.06.2021

JUDGMENT:-

Raja Saeed Akram Khan, C.J.- The titled appeals by leave of the Court have been filed against different judgments of the High Court, however, the controversy involved in all these

appeals relates to delimitation of some constituencies of Azad Jammu and Kashmir Legislative Assembly; thus, keeping in view of the overall facts and circumstances, the same were heard and decided through a consolidated short order dated 24.06.2021, in the following terms: -

“The arguments in the titled cases were heard yesterday. The controversy involved in the cases (supra), pertains to the delimitation of the constituencies. As the election schedule has been announced, therefore, in view of the urgent nature of the cases the same are being decided through the following short order and the detailed reasons shall be recorded later on: -

The appeals titled *Touqeer Riaz and others v. Syed Azhar Hussain Shah and others* and *Ch. Abdul Qayyum and others v. Syed Azhar Hussain Shah and others* are

accepted and while setting aside the impugned judgment of the High Court the order/notification issued by the Delimitation Commission are hereby restored. All the other appeals being devoid of any force are hereby dismissed.”

Now the detailed reasons of the order (supra) are as follow: -

2. The facts of the appeals titled *Inhabitants of Constituency No.LA-XXVIII Muzaffarabad II (Lachrat) & others v. Waheed Mughal and others, Yasir Abbasi and others v. Inhabitants of Patwar Circle Anwar Sharif and others and Muhammad Basharat Khan and others v. Inhabitants of Patwar Circle Anwar Sharif and others*, are that the respondents, *Waheed Mughal and others* by filing writ petition sought cancellation of notification and decision of Delimitation Commission dated 14.02.2020 and 12.02.2020, respectively and

also prayed for exclusion of Patwar Circle Anwar Sharif from constituency No. LA-XXXI, Muzaffarabad-V and inclusion of the same in constituency No. LA-XXVIII, Muzaffarabad-II, on the basis of its population and geographical position. The learned High Court accepted the writ petition and granted the prayed relief to them. Now the aforesaid separate appeals by leave of the Court have been filed against the common judgment of the High Court. The claim of the appellants in all the three appeals (*supra*) is that the learned High Court without adhering to the relevant law on the subject mere on the wishes and whims of 13 persons set-aside the well-reasoned decision of the Delimitation Commission and the notification issued in furtherance thereof.

3. The facts in brief involved in appeal titled *Sardar Gul Muhammad Khan and others v. Delimitation Commission and others*, are that

the appellants, herein, by filing writ petition challenged the notification and decision of Delimitation Commission regarding constituency No.LA-XX, Poonch-III, and sought direction for maintaining the status and position of village Pirkot as it was in the previous electoral roll. The learned High Court dismissed the writ petition.

4. The necessary facts of appeal titled *Inhabitants of Jandali v. Chief Election Commissioner (Delimitation Commission) and another*, are that the appellants challenged the inclusion of Patwar Circle Jandali in constituency No.LA-XX, Poonch-III and claimed that during delimitation process the geographical position of the vicinity has not been taken into consideration. The appellants also sought direction for maintaining the position of the patwar circle as it was in the previous electoral

roll. The learned High Court vide its judgment dated 14.09.2020, dismissed the writ petition.

5. In appeals titled *Syed Shaiq Gillani and others* and *Shujjat Ali Shah and others v. Delimitation Commission and others*, the appellants by filing separate writ petitions before the High Court challenged the decision dated 12.02.2020 and notification dated 14.02.2020, issued by the Delimitation Commission and claimed that the Delimitation Commission against the norms of justice included Patwar Circle Langla in constituency No. LA-XXXIII, Muzaffarabad-VII, which is part of District Jhelum Valley. The learned High Court through judgments dated 16.09.2020 and 19.09.2020, dismissed both the writ petitions.

6. In the appeal titled *Inhabitants of Village Chota Gala and others v. Delimitation Commission and others*, the claim of the

appellants, herein, before the High Court was that the Delimitation Commission against the spirit of statutory provision of law divided one patwar circle into different constituencies. The learned High Court dismissed the writ petition vide impugned judgment dated 23.12.2020.

7. The appellants, *Muhammad Rizwan and others*, by filing writ petition challenged the decision and notification of Delimitation Commission dated 12.02.2020 and 14.02.2020, respectively and claimed that against the geographical position Union Council Hussainkot has been made part of constituency No.LA-XX, Poonch-III, Ali Sojal. The learned High Court vide judgment dated 28.12.2020, dismissed the writ petition.

8. The claim of the appellant, *Malik Muhammad Yaqoob*, in the writ petition filed by him was that Union Council Chowki Teenda is situate near to Kotli City which has wrongly

been included in constituency No.LA-X, Kotli-III. Moreover, the Delimitation Commission issued the notification without providing an opportunity of hearing to the inhabitants of the locality. The learned High Court through impugned judgment dated 31.12.2020, dismissed the writ petition.

9. The appellants, in appeals titled *Ch. Abdul Qayum and others v. Syed Azhar Hussain Shah and others* and *Touqeer Riaz and others v. Syed Azhar Hussain Shah and others*, by filing appeals by leave of the Court have challenged the judgment of the High Court dated 26.02.2021, whereby the learned High Court accepted writ petition titled *Syed Azhar Hussain Shah and others v. Delimitation Commission* and modified the decision/notification of the Delimitation Commission to the extent of exclusion of villages consisting patwar circle Bhuner from

Sehnsa constituency No.LA-IX, Kotli-IV and issued a direction for inclusion of the same in Kotli city constituency No. LA-X, Kotli-III. The claim of the appellants is that the judgment of the High Court is based on non-appreciation of law and the facts of the case.

10. The learned counsel for the parties almost reiterated the grounds taken in the pleadings. For the sake of brevity, the arguments are not incorporated here in detail, however, the points agitated by the counsel for the parties, which require resolution, shall be discussed at the proper place.

11. Before stepping forward, we deem it proper to observe here that Election Commission is a Constitutional body which derives its mandate under Article 50 of the Azad Jammu and Kashmir Interim Constitution, 1974. Under the Constitutional provision, the Election Commission is duty bound to organize

and conduct the election for the office of the President, the Legislative Assembly, the Azad Jammu and Kashmir Council and the Local Government Bodies and to make such arrangements as necessary to ensure the transparency/fairness of the election. The Election Commission shall perform such functions, which are conferred on it, under Constitution and act of the Assembly. The delimitation of the constituencies is part of the election process and it should be done by the Election Commission.

12. The controversy under consideration in the instant cases relates to the delimitation of different constituencies of Legislative Assembly. The delimitation of the constituencies under challenged was made under the provisions of sections 7 and 8 of the Azad Jammu and Kashmir Delimitation of Constituencies Ordinance, 1970 and it will be useful to

reproduce here the same for better appreciation
which read as under: -

**"7. Delimitation of Constituencies,
etc.- (1) The Commission shall.-**

- (a) for the purpose of election to the seats in the Legislative Assembly, divide each district in the Azad Jammu and Kashmir territory into as many territorial constituencies as the number of such seats set out in column 2 of the entry in Schedule I for the district; and
- (b) for the purpose of election to the seats in the Legislative Assembly for the State Subjects who are now residing in any of the Provinces of the Punjab, Baluchistan, Sindh and Khyber Pakhtunkhwa and Islamabad Capital Territory divide each Province or Provinces or areas into as many territorial constituency or constituencies as the number of such seats set out in column 2 of the entry in Schedule II.

- (2) (a) for the areas mentioned in clause (a) of sub-section (1), the allocation of seats in each district shall be on the basis of population; and
 - (b) for the areas mentioned in clause (b) of sub-section (1), the allocation of seats in the Province or Provinces or areas shall be on the basis of registered voters.
- (3) The Constituencies for the seats in the Legislative Assembly shall be so delimited, having regard to administrative convenience, that each Constituency is a compact area and in doing so due regard shall be had, so far as practicable, to the distribution of the population or the number of registered voters, as the case may be.
- (4) The commission shall, after making such inquiries and examining such records as it may deem necessary and considering such representations as may be received by it, publish in the Official Gazette a preliminary list of territorial Constituencies specifying the

areas proposed to be included in each such constituency together with a notice inviting objections and suggestions within a period specified in such notice.

- (5) The Commission, after hearing and considering the objections and suggestions, if any, received by it, make such amendments, alterations or modifications in the preliminary list published under sub-section (4) as it thinks fit or necessary, and shall publish in the Official Gazette of the final list of territorial constituencies showing the areas included in each such constituency.

8. **Validity of act of Commission not questionable.-** The validity of the delimitation or formation of any constituency, or of any proceeding taken or anything done by or under the authority of the Commission, under this Act shall not be called in question in any Court."

After going through the relevant provisions of law, reproduced hereinabove, it is crystal clear that it is the job of the Delimitation Commission to divide each district in the Azad Jammu and Kashmir territory into as many territorial constituencies as the number of such seats set out in relevant schedule for the districts. Moreover, the validity of the act of the Delimitation Commission is not questionable and all actions taken, notifications issued, rules framed, proceedings initiated, decisions made and duties conferred, which are not contrary to any provision of the aforesaid Ordinance, shall be deemed to have been validly taken, issued, framed, initiated, made and conferred. It has also been provided in the statutory provision that while conducting the delimitation process it is the paramount duty of the Delimitation Commission to look into the population, administrative convenience of the people and

compactness of the area of a constituency. From the bare reading of the statutory provisions of law, sense becomes clear that delimitation process is conducted to mark or lay out the limits or boundary lines of a territory. The process of delimitation of constituencies is one of the important steps to organize and conduct election because it is only with reference to a constituency that a candidate would exercise his right/option to contest and a voter would exercise his right to vote. 'Delimitation' is defined in a number of pronouncements, for instance reference may be made to a case reported as *Khursheed Ahmed Janejo and others v. Government of Sindh and others* [2005 MLD 1724], wherein it has been held that: -

"In Black's Law Dictionary 'Delimitation' is defined as the act of fixing, marking off or describing the limits of boundary line of a territory,

country authority, right statutory exception or the like See Delimits, 'Delimit is defined as, 'Delimit'. To mark or lay out the limits or boundary line of a territory or country; to fix or to mark the limits of; to demarcate; to limit; bound."

In another case reported as *Arshad Mehmood v. Commissioner/Delimitation Authority, Gujranwala and others* [PLD 2014 Lah. 221] meaning, object, importance and principles relating to delimitation of constituencies, have been discussed in a comprehensive manner, after consulting a large number of case law on the subject, in the following manners: -

"39. The symbiotic relationship between right to vote and delimitation requires us to examine the meaning and process of delimitation and the nature and character of the authority which is to carry out delimitation. 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 election. The basic object of delimitation is to secure, so far as practicable, equal representation for equal segments of the population in legislative bodies. 'Appointment' or delimitation or 'redistricting' has the 'aim of equalizing the population (or electorate) per seat in accordance with the principle of 'one person, one vote, one value'. This is usually done with regard to stated constraints of administrative convenience, contiguity, geographical, and communication factors; and unstated influences of party-political advantage. In other words, the delimitation aims at ensuring the observance of the basic tenet of democracy; 'one man, one vote'. The principles of delimitation under the Delimitation of Constituencies Act, 1974 include having regard to distribution of population in

geographically compact area, existing boundaries of administrative units, facilities of communication and public convenience and other cogent factors to ensure homogeneity in the creation of constituencies. The other equal importance aim of delimitation is to divide the geographic areas into territorial constituencies so fairly that no party or candidate may legitimately have a grievance that there has been 'gerrymandering' of constituencies in favour or against the interest of any particular party or candidate. Suggesting that the right to cast a ballot is meaningless if that ballot is undervalued relative to a ballot cast by a voter in a less populated district. Gerrymandering is 'drawing of district boundaries so as to favour one's own chances in future elections.... Strategies for gerrymandering have been characterized as 'stacking', 'packing' and 'cracking', each of which seeks to minimize the influence of those likely to vote for opponents'.

‘Stacking’ occurs when boundaries are drawn so opponents are grouped in constituencies where they are a minority; ‘packing’ when opponents are concentrated in a small number of constituencies, and ‘cracking’ when opponents are divided between a large number of constituencies’.”

The perusal of the case law cited hereinabove, it becomes crystal clear that the process of delimitation has to ensure that the voting equality is not disturbed and the vote of one citizen must in no manner be less than the vote of another citizen. Other than population parity, geographical compactness, the homogeneity of interest of the community need to be factored in setting the parameters of delimitation. Delimitation is a judicious exercise of delineating electoral area, vigilantly guarding against any possible fear of vote dilution, disenfranchisement or corrupt practices. Unfair

or partisan delineation can lead to skewed results, tarnishing electoral integrity, making a mockery of the election and turning the Constitutional principle of 'political justice' on its head. It is commonsensical that 'Delimitation' must be a neutral exercise, conducted by a neutral body. Any partisan political intervention and drawing up of political constituencies under the dictates of the political party in power is bound to lead to gerrymandering and unjust political windfall, tarnishing the sanctity of elections and crippling the faith of an ordinary man in the system of democracy. In the light of the main argument, advanced commonly by the counsel for the appellants, in all the appeals, the important question which requires consideration is; whether delimitation process was just and transparent and in accordance with the provisions of section 7 of the Azad Jammu and Kashmir Delimitation of

Constituencies Ordinance, 1970, as well as the guidelines given by the superior Courts in this regard or not.

13. The record shows that the learned High Court has decided many writ petitions on technical grounds. During the course of arguments, keeping in view the valuable rights of public at large, attached with the matter in hand, the learned counsel for the parties were directed to argue the cases on merits; however, along with merits some Advocates also raised questions on the legislation through which the number of seats has been increased, legitimacy of the formation of Delimitation Commission and maintainability of few writ petitions as well as appeals before this Court.

From the record it appears that the learned High Court accepted two writ petitions titled *Syed Azhar Hussain Shah and others v. Delimitation Commission and other* (writ

petition No.741-B of 2020) and *Inhabitants of Patwar Circle Anwar Shrif v. Delimitation Commission* (writ petition No.950 of 2020). In writ petition titled *Syed Azhar Hussain Shah and others v. Delimitation Commission and others*, the claim of the petitioners, therein, was that villages of Patwar Bhuner are compact with Sehnsa constituency No.LA-XI Kotli-IV, but the same have been included in the constituency of Kotli city, i.e. LA-X, Kotli-III, without considering the relevant statutory provision of law as well as the dictum laid down by the superior Courts in this regard. It may be observed here that in view of the statutory provision of law and the dicta laid down in the different case law, it becomes clear that a constituency is a compact area and during the delimitation process administrative convenience of the peoples and the distribution of the population have to be considered. The

record speaks that Delimitation Commission after obtaining objections and visiting the spot, passed an order for inclusion of patwar circle Bhuner in the constituency of Kotli city and during this process the Commission also considered the compactness of area, population and the administrative convenience of the residents of patwar circle Bhuner. The relevant findings of the Delimitation Commission in this regard are reproduced hereinunder: -

"عوام علاقہ بھنیر کی رائے جاننے کے لئے بھنیر کے چند مواضعات کا راقم نے خود دورہ کیا۔ کوٹلی شہر اور بھنیر کے مواضعات کے درمیان دریائے پونچھ بہہ رہا ہے۔ اس دریا پر مختلف مقامات پر تین پل موجود ہیں۔ دو پل زیر استعمال ہیں جبکہ تیسرا ابھی بنا ہے۔ اس طرح یہ علاقہ براہ راست کوٹلی شہر کے ساتھ شامل کیا جائے اور سہنسہ سے خارج کیا جائے تو یہ عمل عوام علاقہ کے مفاد میں ہو گا نیز Administrative convenience بھی اسی میں ہے۔

اندریں حالات یونین کونسل بھنیر کو کوٹلی شہر کے ساتھ منسلک کیا جانا قرین انصاف ہے اور عوام علاقہ کی بہتری کے لئے ہے۔ بعض مواضعات تحصیل سہنسہ سے دور اور تحصیل کوٹلی کے قریب ہیں۔ لہذا یونین کونسل بھنیر کے مواضعات کو حلقہ سہنسہ سے خارج کرتے ہوئے حلقہ کوٹلی سٹی کے ساتھ شامل کیا جاتا ہے۔"

After going through the findings (supra), it appears that the Delimitation Commission after providing an opportunity of hearing to the local residents, who are the main party in delimitation process, and while following the principles of compactness, contiguity, territorial unit homogeneity and population, included patwar circle Bhuner in constituency No.LA-X, Kotli-III, through a speaking order. The learned High Court in the Constitutional jurisdiction could only be interfered with the decision of the Delimitation Commission if the Commission failed to act in accordance with law, but in the instant case no such eventuality was available. It is also an admitted fact that patwar circle Bhuner is part of Tehsil Kotli and from the record it appears that only 39 voters from different villages of patwar circle Bhuner, out of 5008 voters, filed writ petition before the High Court and now more than hundred residents of

Bhuner challenged the judgment of the High Court before this Court. In our view, mere on the wishes and whims of 39 persons, a decision made by a forum of competent jurisdiction, which was quite in accordance with law, could not be set at naught. It has been provided in the relevant statutory provision that all actions taken, notifications issued, rules framed, proceeding initiated, decisions made, duties conferred, (which are not contrary to any provision of the Ordinance) shall be deemed to have been validly taken and the same shall not be called in question in any Court. Raja Khalid Mehmood Khan, Advocate, the learned counsel appearing on behalf of respondent No.1, supported the impugned judgment forcefully but failed to point out any illegality in the order passed by the Delimitation Commission. Thus, when we reached the conclusion that no illegality has been found in the order passed by

the Delimitation Commission then the ultimate result thereof is that the High Court was not justified to disturb the decision of the Delimitation Commission while exercising the extraordinary Constitutional jurisdiction. Hence, both the appeals (supra), are accepted and the impugned judgment of the High Court is hereby set aside.

14. Through writ petition titled *Inhabitants of Patwar Circle Anwar Sharif v. Delimitation Commission and others* (writ petition No.950 of 2020), the validity and correctness of the decision/notification issued by Delimitation Commission was challenged before the High Court. The learned High Court accepted the writ petition and now the judgment of the High Court has been challenged by filing three separate appeals by leave of the Court before this Court. In the writ petition the claim of the respondents, herein, was that they filed

objections before the Delimitation Commission but without considering the same/providing an opportunity of hearing to them, the Delimitation Commission has passed an order. The documents brought on record by the appellants, herein, show that the respondents filed objections but the Delimitation Commission did not discuss/consider the same while passing the order. The learned counsel for the appellants are of the unanimous view that the stance taken in the objections was quite different than the stance taken in the writ petition. It may be stated that the Delimitation Commission should have discussed/considered the objections, whatsoever were filed, before it, but in the instant matter the Commission failed to consider the same. During the course of arguments, the learned counsel for the appellants also submitted that the respondents filed writ petition before the High Court in the

representative capacity without complying with the provisions of Order I, Rule 8, CPC and the learned counsel for the respondents stated that the provisions of the relevant statutory provisions were duly complied with by filing writ petition and in this regard the application of the respondents, herein, is available on the High Court record, whereas, the appellants, herein, have filed the instant appeals without complying with the provisions of relevant statutory provision. However, at the end, the learned counsel for the parties did not seriously press this point and argue the case on merits; therefore, leaving-aside the same as well as the other technicalities, we deem it proper to decide the case on merits in the light of the material made available on record.

So far as, the version of the appellants' counsel that mere on the choice of some persons, the decision regarding the fate of

thousands of people could not be made is concerned, it may be observed here that the respondents invoked the extraordinary Constitutional jurisdiction of the High Court and the learned High Court was competent to examine the point involved in the matter; i.e. whether the actions taken and notification issued in furtherance thereof, by the Delimitation Commission, were in accordance with the guidelines provided in the relevant statutory provision of law and the dictum laid down by the superior Courts in this regard or not. Even otherwise, this argument is no more available to the appellants on the ground that they are also not the representative of thousands of voters of the patwar circle, and how they can claim the decision regarding the fate of all the residents of the patwar circle according to their own wish. It is not case of the appellants, herein, before this Court that

patwar circle Anwar Sharif is not compact with constituency No.LAXXVIII, Muzaffarabad-II; the convenience of the people of patwar circle Anwar Sharif lies with constituency No.XXXI, Muzaffarabad-V as compared to constituency No.LAXXVIII, Muzaffarabad-II or the population of both the constituencies will be unhinged if the judgment of the High Court prevails. From the perusal of the decision of the Delimitation Commission it appears that the learned Delimitation Commission at one hand in paragraph 25 of its order decided the objections relating to some other constituencies on the strength of proportion of the population of the adjacent constituencies; whereas, this formula has not been adopted in the instant matter as the number of voters of constituency No. LA-XXXI, Muzaffarabad-V comes to 111,746 and in constituency No.LA-XXVIII, Muzaffarabad-II, the number of voters figures as 76,385. In view

of the statutory provision as well as case law on the subject the Delimitation Commission should have considered the compactness and distributed the population equally between the adjacent constituencies, but the Commission failed to perform its duty in accordance with law. The delimitation of the constituencies, cannot be made on the desire of the political workers of the parties rather while conducting the delimitation process of a constituency the Delimitation Commission has to keep in mind the large interest of all the people of the constituency. In the Government Sector the number of posts are filled in constituency-wise and if the population of a constituency is much more than the other then the eligible person of constituency, holding greater number of population, shall have less space for adjustment as compared to the constituency, holding the small number of population. The basic object of

delimitation is to secure, so far as practicable, equal representation for equal segments of the population in the legislative bodies. In simple words the purpose of delimitation is to equalize the electorate per seat in accordance with the principle of 'one person, one vote, one value' as has been discussed in the case law (*supra*), but in the instant matter this principle has also been ignored by the Delimitation Commission. From the facts of the case it is an admitted position that patwar circle Anwar Sharif is duly compact with constituency No.LAXXVIII, Muzaffarabad-II. During the course of arguments, the learned counsel for the respondents submitted that Union Council Charwaha has been included in constituency No. No.LAXXVIII, Muzaffarabad-II, by the order of the High Court, passed in another writ petition and the judgment of the High Court has not been challenged by any person which has attained finality and after the

inclusion of said Union Council in constituency No.LAXXVIII, Muzaffarabad-II, the compactness of patwar circle Anwar Sharif with constituency No. LA-XXXI, Muzaffarabad-V, has been affected, but the other side did not rebut this argument of the learned counsel for the respondents with vehemence. Raja Gul Majeed Khan, Advocate, the learned counsel for the appellants, *Basharat Hussain and others*, forcefully submitted that from the day first, when the constituencies were established, patwar circle Anwar Sharif remained part of constituency No.LA-XXXI, Muzaffarabad-V, the status of which cannot be disturbed. This argument is not convincing in nature as at the time of creation of new constituencies definitely some areas of other constituencies might have been deleted and included in the newly created constituencies while following the guidelines provided in the statutory provision. It has

rightly been observed by the learned High Court in the impugned judgment that Muzaffarabad city was earlier divided into two constituencies without including or excluding a single house from other adjacent constituencies and recently once again a constituency has been created in District Muzaffarabad and Jehlum Valley but it is very astonishing that old constituency No.IV khawara, recently constituency No.V, has not been considered for delimitation according to the record, the population and the geographical position of the constituency. All the material available on record supports the findings recorded by the High Court in the impugned judgment, whereas, nothing is available on record from which it can be ascertained that order of the Delimitation Commission was in accordance with law and the learned High Court wrongly disturbed the same. Keeping in view the compactness of area, convenience of the

people and the population of both the constituencies, etc., we are satisfied that the impugned judgment of the High Court is based on sound reasons and the appellants failed to point out any illegality in the same; hence, the appeals (supra) stand dismissed.

15. So far as, the appeals titled *Shujat Ali Shah v. Delimitation Commission & others* and *Syed Shaiq Gillani and others v. Delimitation Commission and others*, are concerned, the perusal of the record shows that Delimitation Commission on the objections filed by different persons obtained the report from Deputy Election Commissioner and Secretary Election Commission and thereafter also visited the area and after considering all the objections and keeping in view the convenience of the people, compactness of the area and the proportion of the population in the adjacent constituencies, decided the matter while assigning detailed

reasons. In the light of the spirit of relevant statutory provision and the dictum laid down by the superior Courts, the learned High Court could not interfere with the order of Delimitation Commission unless it appears that the same is contrary to the statutory provision of law. The main argument of the learned counsel for the appellants in both the appeals (supra), is that patwar circle Langla is the part of district Jehlum Valley, therefore, inclusion of the same in a constituency of another district is not justified. This version is not convincing in nature as at the time of promulgation of Ordinance, 1970, district Jehlum Valley was not in existence and in the newly promulgated Act, which is holding the field, i.e. Azad Jammu and Kashmir Elections Act, 2020, it has been provided in the schedule that for the purpose of this Act, District Muzaffarabad and Jehlum Valley shall be treated as one district; therefore,

there was no bar to include patwar circle Langla in the constituency of district Muzaffarabad if the compactness of constituencies, convenience of people and the proportion of the population demanded as such. The Delimitation Commission after adhering to the principle of geographically compact area, public convenience and other cogent factors to ensure homogeneity in the creation of constituencies has decided the matter according to law. For better appreciation the relevant findings of the Delimitation Commission are reproduced here which read as under: -

25" ----- جہاں تک لانگلہ سالم یونین کونسل کا
 لیپہ کے ساتھ شامل کرنے کا تعلق ہے اگر ان کا یہ مطالبہ مان لیا جائے تو
 سابقہ حلقہ نمبر 6 کی آبادی کم ہو جائے گی۔ اس طرح ممکن ہے کہ حلقہ ختم
 ہی کرنا پڑ جائے۔ ایک حلقہ 122000 آبادی یا کم و بیش پر ہونا چاہیے اس
 طرح پوری یونین کونسل کو سابقہ حلقہ میں رکھا جائے تو لیپہ کرناٹہ کے حلقہ
 کی آبادی کم ہو جاتی ہے۔ اس وقت اس حلقہ کی آبادی 10800 کے لگ
 بھگ ہے۔ اس وجہ سے لانگلہ کی ایک پٹوار سابق حلقہ 6 میں شامل کی گئی تا
 کہ آبادی کا تناسب بہتر ہو سکے۔ درج رہے شیڈول کے مطابق ضلع

منظر آباد اور جہلم ویلی ایک ضلع شمار ہو گا اس وجہ سے ان اضلاع کو اضافی
 حلقہ دیا گیا ہے۔ اگر دونوں اضلاع الگ الگ شمار ہوں تو اضافی حلقہ کا کوئی
 جواز نہ بنتا جو اشخاص آبادی کی بنیاد پر نیا حلقہ چاہتے درج بالا وضاحت کی
 روشنی میں ان کا موقف مسترد کیا جاتا ہے۔"

The findings (supra), are comprehensive and in accordance with the spirit of law, thus, we are satisfied that the learned High Court rightly refused to interfere with the decision of the Delimitation Commission as well as the notification issued in furtherance thereof. The appeals being devoid of any force are hereby dismissed.

16. In appeal titled *Sardar Gul Muhammad Khan and others v. Delimitation Commission and others*, the claim of the appellants is that village Pirkot has illegally been excluded from constituency No.LA-XIX Poonch, Sudhnoti-II and included in constituency No.LA-XX, Sudhnoti-III. The learned counsel for the appellants during the course of arguments raised objections on the validity of the

order/notification issued by Delimitation Commission, whereas, respondent No.1, appeared in person and forcefully defended the same. To ascertain the reality, we have examined the decision of Delimitation Commission dated 12.02.2020, at first. It appears from the said decision/order that Delimitation Commission considered the objections filed before it and after obtaining the reports from Deputy Commissioner Poonch and Deputy Election Commissioner decided the matter. It reflects from the detailed order of Delimitation Commission that principle of administrative convenience of the people and compactness of area have duly been followed. The learned counsel for the appellants failed to substantiate that the order of Delimitation Commission is contrary to the provision of law, hence, the learned High Court was fully justified to dismiss the writ petition as mere on the wish

of someone's a well-reasoned/speaking order passed by the competent forum could not be annulled. The appeal is, therefore, dismissed.

17. In appeal titled *Inhabitants of Jandali v. Chief Election Commissioner (Delimitation Commission) and another*, the appellants claimed before the High Court that patwar circle Jandali was previously part of constituency No.II, and now the same has illegally been included in newly created constituency No.III. During the course of arguments, Barrister Hamayun Nawaz Khan, Advocate, the learned counsel for the appellants, forcefully raised the objections on the legitimacy/formation of the Delimitation Commission as well as legislation made in connection with the creation of new constituencies. The record reveals that no such points were raised before the High Court; therefore, at this stage, when the election schedule has been announced, we do not intend

to intrude the process in the best interest of the people of the State especially when these points have not been raised in the writ petition before the High Court. At this juncture, when the Court observed in the open Court that it will not be in the interest of the general public of the State to invalidate the whole election process, Kh. Attaullah Chak, Advocate, stated that this view of the Court is supported by the dictum laid down in a case reported as *Federation of Pakistan and other v. Haji Muhammad Saifullah Khan and others* [PLD 1989 SC 166], wherein, the apex Court of Pakistan held that National interests must take precedence over private interests and individual rights.

To decide the case on merits, we have examined the record carefully. In the grounds of memo of writ petition the appellants have stressed that partwar circle Jandali is compact with Trarkhel and Hajira and it is in the interest

of the people of the vicinity to include the patwar circle in the previous constituency. On filing of writ, many residents of the locality moved applications for impleading them as party in the line of the respondents and opposed the version of the appellants. Now the appellants have taken the stance other than the stance taken in the High Court which is not permissible. It appears from the juxtapose perusal of memo of writ petition and the memo of appeal filed before this Court that a totally conflicting stances have been taken. The appellants have not raised any such objection before this Court that the Delimitation Commission failed to consider the ingredients mandatory for consideration in the process of delimitation of the constituencies, i.e. convenience of the people, compactness of the area and average of the population of the constituencies etc. In view of the peculiar facts

and circumstances of the case, the learned High Court rightly refused to interfere with the order of the Delimitation Commission and interference by this Court is also no more required. Appeal is hereby dismissed.

18. In appeal titled *Muhammad Rizwan and others v. Delimitation Commission of Azad Jammu and Kashmir and others*, the appellants challenged the validity of the order and the notification issued by the Delimitation Commission to the extent of inclusion of patwar circle Hussainkot in constituency No.LA-XX, Poonch/Sudhnoti-III, Ali Sojal, by filing writ petition before the High Court and sought direction for inclusion of patwar circle Hussainkot in constituency No.LA-XXI, Sudhnoti-IV, Rawalakot. The learned counsel for the appellants during the course of arguments mainly emphasized that during delimitation process, the spirit of statutory

provisions of law has not be adhered to by the Delimitation Commission. The examination of the record shows that before Delimitation Commission objections were filed by some residents of patwar circle Hussainkot which are incorporated in the order of the Delimitation Commission in paragraph No.27. It will be advantageous to reproduce here the same which read as under: -

"27- یہ کہ مورخہ 27.08.2019 کو عوام علاقہ یونین کونسل حسین کوٹ ہاڑی تری، بالوہا، منجھاڑ بذریعہ فرزند کیپٹین حسین خان شہید وغیرہ نے جو عزرات بشمولہ مسل پیش کئے ان کا مختصر خلاصہ بذیل ہے:-

(i) یہ کہ یونین کونسل حسین کوٹ کا مرکز راولا کوٹ ٹاؤن سے 6 کلو میٹر کے فاصلے پر ہے۔

(ii) یونین کونسل حسین کوٹ کا کچھ علاقہ (ترنی) جو کہ پہلے حسین کوٹ میں شامل تھا اس کو راولا کوٹ میں شامل کر دیا گیا ہے۔ نئی حلقہ بندی کے مطابق راولا کوٹ ٹاؤن کے ساتھ جو ایریا شامل کیا گیا ہے کیتھان، رہاڑہ، کھائیگلہ وغیرہ راولا کوٹ کے اتنے نزدیک نہیں ہیں۔ جتنا حسین کوٹ یونین کونسل کم فاصلہ پر ہے۔

(iii) یہ کہ عذر داران کا موقف ہیکہ یونین کو نسل حسین کوٹ کو حلقہ 3 پونچھ کے بجائے حلقہ 4 پونچھ میں شامل کیا جائے۔"

In the aforesaid objections, it has not been pointed out that how the inclusion of patwar circle Hussainkot in newly created constituency has been made in violation of law. Mere on the ground that some areas of a patwar circle are near to the headquarter of the constituency other than the constituency in which the same have been included, is no valid ground for interference in the delimitation process as a patwar circle is consisting of a large area and if boundary at one end of patwar circle falls near to the headquarter of one constituency, the other side may fall near to the headquarter of other constituency. In the instant case, it has not been pointed out that what sort of violation of law has been committed by the Delimitation Commission; no question on the compactness of area, proportion of population in the

constituencies etc. has been raised. As the election schedule has been announced, therefore, in absence of the objection on the compactness, contiguity, territorial unit homogeneity and population, interference in the order of the Delimitation Commission is not justified. Thus, this appeal being devoid of any force is dismissed.

19. In the appeal titled *Inhabitants of village Chota Gala and others v. Delimitation Commission of Azad Jammu and Kashmir and others*, the claim of the appellants is that patwar circle Chota Gala remained the part of constituency No.LA-XXI, Poonch/Sudhnoti-IV, and the Delimitation Commission without taking into account the compactness of area, convenience of the people and population etc. attached the same with constituency No.LA-XX, Poonch/Sudhnoti-III. The order of Delimitation Commission shows that some persons filed

objections, and the Delimitation Commission considered the same and also incorporated the same in paragraphs No.6, 17 and 18, of its order. In the objections the main point raised by three different persons is the same that it is the choice of the people of patwar circle Chota Gala to attach patwar circle Chota Gala with constituency No.LA-XXI, Poonch-IV and it was not pointed out that while including village Chota Gala in constituency No.LA-XX, Poonch-III, any violation of law has been committed. If such objection is accepted then it will become impossible for the Delimitation Commission to perform its function. In the grounds of memo of appeal, the stress has been laid down on the point that one of the villages of patwar circle Chota Gala, i.e. Drake, has been included in another constituency. It may be stated that Delimitation Commission was under obligation in the light of the legislation to create some new

constituencies in Azad Jammu and Kashmir and for the purpose the Commission had to take into account the compactness of a constituency, proportion of the population of the adjacent constituencies, convenience of the people, etc. and there was no embargo upon the Commission on the bifurcation, which otherwise was suitable for the purpose, of a patwar circle. Thus, the point raised in this appeal are not of worth consideration. Raja Muhammad Hanif Khan, Advocate, the learned counsel for the appellants forcefully argued that the learned High Court has dismissed the writ on the ground that the appellants have not challenged the impugned notification issued by the Delimitation Commission, which is against the record. It may be observed here that when on merits, the appellants have got no case as has been discussed hereinabove; then this argument becomes immaterial. After examining

the record, we do not find any valid ground in this appeal which may call for interference by this Court in the order of the Delimitation Commission as well as the impugned judgment of the High Court. Consequently, this appeal is also dismissed.

20. In the appeal titled *Malik Muhammad Yaqoob and others v. Delimitation Commission Azad Jammu and Kashmir and others*, the claim of the appellants is that Union Council Chowki Teenda is compact with the area of constituency of Kotli city LA-X, Kotli-III. The Delimitation Commission without adhering to the population, geographical position, existing boundaries of administrative units, facilities of communication, convenience of the people of the area and other cogent factors to ensure the homogeneity in the creation of constituencies, has decided the matter which is against the spirit of law. From the record it appears that

initially the Deputy Secretary and Deputy Election Commissioner were deputed to make proposal for creation of new constituencies in the light of the guiding principles provided by law. According to the report of the concerned officials, available on record, Union Council Chowki Teenda was proposed to be made part of constituency of Kotli city. Later on, on the objections filed before the Delimitation Commission, the learned Chief Election Commissioner himself visited the area and decided through order dated 12.02.2020, that inclusion of Union Council Chowki Teenda in the newly created constituency is justified. The relevant findings of Chief Election Commissioner/Delimitation Commission are reproduced hereinbelow: -

"جہاں تک یونین کونسل چوکی ٹینڈہ کا تعلق ہے، ملک زراعت ایڈووکیٹ کا موقف درست ہے۔ ہم نے موقع ملاحظہ بھی کیا۔ یونین کونسل چوکی ٹینڈہ کی نسبت اعتراضات درست مانے گئے ہیں۔ اندریں حالات یونین

کونسل کو تقسیم در تقسیم کرنے کے عمل کو مسترد کرتے ہوئے یونین کونسل ٹینڈہ کلاں کو نئے حلقہ راج محل میں شامل کیا جاتا ہے۔ جو علاقہ جات اس میں شامل ہیں وہ اب نئے حلقہ راج محل کا حصہ ہوں گے۔ قبل ازیں جو موضوعات کو ٹلی سٹی کے ساتھ منسلک تھے وہ خارج کئے جاتے ہیں۔ اب پوری یونین کونسل چوکی ٹینڈہ کلاں نئے حلقہ کا حصہ تصور ہوں گے۔"

As the learned Delimitation Commission after visiting the spot drew the conclusion that the inclusion of Union Council Chowki Teenda in the newly created constituency is in the interest of the residents of the vicinity; hence, the learned High Court in the writ jurisdiction could not decide the factual controversy when from the order of the Delimitation Commission nothing contrary to the relevant statutory provision as well as the principle laid down by the superior Court is being apparent. The learned counsel for the appellants made a request for appointment of local commission to ascertain the factual position, however, at this stage when the election schedule has been announced and

election campaign has already been started by the candidates, we do not intend to adopt any such mode which may create confusion among the candidates and the voters of the vicinity. Admittedly, in the present situation the population of both the constituencies is almost equal and nothing is available on record to show that Union Council Chowki Teenda is not compact with Raj Mahal or there is any inconvenience for the people if the Union Council is attached with newly created constituency. In such state of affairs, we do not intend to interfere with the order passed by Delimitation Commission. Respondent No.4, Malik Zarait Hussain, Advocate, raised an objection that the petition for leave to appeal has been filed beyond the period of limitation, however, when the Court has already held that on merits the appellants failed to succeed, then there is no need to record any findings in this

regard. This appeal has also no substance; therefore; the same stands dismissed.

21. The learned counsel for the parties also referred to a number of case law in support of their respective contentions, we consider the same, however, in view of the facts and circumstances of the instant cases the same are not applicable; therefore; need not to be discussed.

The aforementioned are the detailed reasons of our short order dated 24.06.2021, through which except the appeals titled *Touqeer Riaz and others v. Syed Azhar Hussain Shah and others* and *Ch. Abdul Qayyum and others v. Syed Azhar Hussain Shah and others*, all other appeals were dismissed.

CHIEF JUSTICE

JUDGE

Muzaffarabad,
01.07.2021