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AZAD GOVERNMENT OF THE STATE OF JAMMU AND KASHMIR

Law, Justice, Parliamentary Affairs and Human Rights Department

“Muzaffarabad”

Dated: 18.11.2020

NOTIFICATION

No. LD/AD/1535/2020. In exercise of the powers conferred by Section 138 of the Azad Jammu and Kashmir Elections Act, 2020 (Act XVIII of 2020) the Azad Government of the State of Jammu and Kashmir, in consultation with the Azad Jammu and Kashmir Election Commission, is pleased to make the following rules, namely:-

**CHAPTER I
PRELIMINARY**

1. **Short title and commencement.**- (1) These rules may be called the Azad Jammu and Kashmir Elections Rules, 2020.
 - (2) They shall come into force at once.
2. **Definitions.**- (1) In these rules unless, there is anything repugnant in the subject or context,-
 - (i) **“Act”** means the Azad Jammu and Kashmir Elections Act, 2020;
 - (ii) **“Assembly”** means the Azad Jammu and Kashmir Legislative Assembly;
 - (iii) **“Commission”** means the Azad Jammu and Kashmir Election Commission constituted under Article 50 of Azad Jammu and Kashmir Interim Constitution, 1974;
 - (iv) **“Commissioner”** means the Chief Election Commissioner appointed under Article 50 of Azad Jammu and Kashmir Interim Constitution, 1974;
 - (v) **“Constitution”** means the Azad Jammu and Kashmir Interim Constitution, 1974;
 - (vi) **“Council”** means the Azad Jammu and Kashmir Council constituted under section 21 of the Constitution;
 - (vii) **“Form”** means a form appended to these rules and includes translation thereof into any language as may be approved by the Commission;
 - (viii) **“Government”** means the Azad Government of the State of Jammu and Kashmir;

- (ix) **“Identity Card Number (ID Card No)”** means the number mentioned in Computerized National Identity Card (CNIC), original Form B or photo bearing identity card for refugees of Jammu & Kashmir 1989 and afterward issued by the Government, as the case may be;
 - (x) **“President”** means the President of Azad Jammu and Kashmir;
 - (xi) Publish with its grammatical variations, includes exhibition at a place accessible to the public;
 - (xii) **“Revising Authority”** means a person appointed by the Commission under rule 19 to hear claims and objections relating to electoral roll of one or more electoral areas;
 - (xiii) **“Schedule”** means schedule appended to these rules;
 - (xiv) **“Section”** means a Section of the Act; and
- (2) The words and expressions used in these rules but not herein defined shall have the meanings assigned to them in the Constitution and the Act.

CHAPTER II

ELECTION COMMISSION OF AZAD JAMMU AND KASHMIR

- 3. Procedure of the Commission.**- (1) For the performance of its functions and duties under the Constitution and the Act, the Commission may hold meetings as and when it deems appropriate.
- (2) The Secretary to the Commission shall prepare an agenda of the meeting along with a working paper and submit it to the Commissioner for approval and shall place the same before the Commission on a date to be fixed by the Commissioner.
- (3) The minutes of the meeting containing decisions of the Commission shall be communicated by the Secretary to all concerns for implementation.
- (4) The Commission may require any of its members or any of its officers to supervise the implementation of a particular assignment or activity and to submit a compliance report in regard thereto.
- (5) The Commission may review the progress of previous decisions in its subsequent meetings.
- 4. Procedure relating to contempt of the Commission.**- (1) The Commission may take cognizance of its alleged contempt under Section 10, either *suo moto* or on a petition filed by any person on account of willful disobedience of any order, instruction or direction of the Commission or a breach of undertaking submitted to the Commission or using intemperate language against the Commissioner, or the Commission or any of its members.

(2) A petition for contempt proceedings shall be duly registered by the office before presenting to the Commission.

(3) The petition shall briefly and clearly state all relevant facts, purported to be constituting contempt of the Commissioner, the Commission or any of its members and shall be supported by an affidavit of the petitioner, if any.

(4) Notice of the petition along with statement of allegations and affidavit, if any, shall be served on the person complained against hereinafter called "the respondent" and the notice shall require the respondent to appear in person and unless the Commission otherwise directs, he shall appear on each date of hearing and, if so required shall enter into recognizance with one or more sureties.

(5) Where the alleged contempt by any of office bearer or member of a political party registered under the Act consists of any of the grounds mentioned in sub-rule (1), the notice shall be served on the party leader of such political party and such of office bearers or members of the party who at the time of alleged contempt were responsible for such act.

(6) Where the Commission is satisfied by an affidavit or otherwise, that the respondent is or, as the case may be, respondents are avoiding service, it may direct issuance of bailable or non-bailable warrants for arrest.

(7) Where the contempt consists of words or any act of visible sign which tends to prejudice a party to the proceeding before the Commission or tends to scandalize the Commissioner or any member of the Commission or otherwise tends to bring the Commissioner or a member of the Commission in relation to his office into hatred, ridicule or contempt, the matter shall in the first instance be placed before the Commissioner or such member as the Commissioner may nominate to consider the expediency or propriety of taking action in the matter.

(8) If the Commission on the basis of opinion expressed by the Commissioner or the member mentioned in sub-rule (7) decides that action should be taken in the matter, a notice of proceedings shall be issued to the Advocate General Azad Jammu and Kashmir who shall in that event either conduct proceedings himself or depute an Additional Advocate General or Assistant Advocate General for the purpose.

(9) The respondent shall, on the first hearing, file a written reply in answer to the allegations against him and shall be afforded reasonable opportunity to adduce evidence in his defence.

(10) No oath shall be administered to the respondent unless he chooses to appear as his own witness.

(11) Notwithstanding anything contained in this rule, where the contempt is committed in the face of the Commission, Commissioner

or a Member of the Commission in Chambers, the Commissioner or the Member, as the case may be, may proceed forthwith to determine the guilt of the respondent and the procedure laid down in this rule shall be followed.

(12) If at any time during the pendency of the contempt proceedings or thereafter but before the execution of the sentence, the respondent tenders unqualified apology, the Commission may consider such apology and make such order as it may consider appropriate.

(13) The Commission may award sentence of imprisonment, fine or both as it may deem fit in the circumstances of each case.

(14) The warrant of arrest of any person, witness and commitment to jail in case of sentence of imprisonment or imprisonment in default of payment shall be in Form 1, Form 2, Form 3 and Form 4 respectively.

CHAPTER III DELIMITATION OF CONSTITUENCIES

5. **Commission to delimit constituencies.-** According to the allocated seats in the Azad Jammu and Kashmir Legislative Assembly under sub-clause (a) of sub Article (1) of Article 22 of the Constitution, the Commission shall carry out the delimitation of constituencies in accordance with Section 17.
6. **Constitution of Delimitation Committees.-** For delimitation of constituencies under rule 5, the Commission shall constitute, a Delimitation Committee consisting of not less than two officers of the Commission, one of whom shall be designated as the Convener, which shall be responsible to prepare draft proposals for delimitation of constituencies of Assembly.
7. **Draft proposals for delimitation of constituencies.-** (1) A Delimitation Committee constituted under rule 6 shall, immediately after its constitution, proceed to obtain from Pakistan Bureau of Statistics, population data of last census officially published along with relevant maps showing therein census charges, census circles and census blocks along with description, relating to a district or any other administrative or revenue unit as it may require.
 - (2) The Delimitation Committee shall also obtain district maps along with description, duly authenticated by Pakistan Bureau of Statistics, or, as the case may be, the district head of Revenue Department, prepared on a uniform scale as may be determined by the Commission indicating therein details of all administrative and revenue units in the district to the level of a revenue village, as well as prominent geographical and physical features, such as rivers and mountains and any other information as may be determined by the Commission or required by the Committee.
 - (3) In preparing draft proposals for delimitation of constituencies, the Delimitation Committee shall follow the principles of delimitation as the guidelines provided by the Commission from time to time.

(4) The constituency for the Assembly shall not ordinarily extend to more than one district except in exceptional circumstances for reasons to be recorded by the Delimitation Committee:

Provided that a revenue village or, as the case may be, shall be the basic unit for delimitation.

(5) For the purpose of preparation of draft proposals for delimitation, the Delimitation Committee may require assistance from the Government, or, as the case may be, a Local Government Authority.

(6) After the draft proposals for delimitation of constituencies are finalized, the Delimitation Committee shall send the same to the Commission, within the time specified and in the manner as may be determined by the Commission.

8. Publication of preliminary proposals.- (1) The Commission may, on receipt of draft proposals of delimitation of constituencies of the Assembly, examine such proposals with reference to the principles of delimitation as laid down in Section 17, the provisions of this Chapter and its guidelines and may make such alterations or modifications therein as it may deem necessary or may refer such proposals back to the Delimitation Committee concerned, for re-consideration in the light of observations of the Commission and such Delimitation Committee after making modifications in the proposals as may be necessary shall re-submit the same to the Commission within fifteen days of its receipt.

(2) The Commission, after it is satisfied that draft proposals for delimitation conform to the provisions of the Act and these rules, shall publish as preliminary proposals for delimitation along with its report in the official gazette and cause to give wide publicity to the same as it may deem fit.

9. Manner of making representation.- (1) A voter in a constituency may, within a period of thirty days from the publication of the preliminary proposals, make a representation to the Commission in respect of the delimitation of constituencies of the district wherein his vote is registered.

(2) A representation shall be in the form of a memorandum giving therein the grounds for such representation and the details of how the constituencies of the Assembly in the district may be delimited if representation is accepted by the Commission.

(3) The representation shall be signed by the person making it and be presented either in person or by an agent duly authorized in writing.

(4) A representation referred to in sub-rule (1) shall be filed with the Secretary to the Commission and shall be accompanied by eight copies thereof along with duly marked equal number of relevant maps to be obtained from the Commission, Pakistan Bureau of Statistics or, the revenue department, as the case may be, on the scale approved by

the Commission indicating therein all existing administrative and revenue units in the district:

Provided that a person making representation may obtain copies of maps against payment of a fee of one thousand rupees per map from the Commission or an officer authorized by it:

Provided further that a person making representation shall rely only on the figures of population taken from the last census officially published.

(5) While submitting a representation under sub-rule (4), a district as a whole shall be taken as minimal unit for the purpose of preparing maps wherein all constituencies of the district, including the constituency in respect whereof representation has been filed, shall be marked on the basis of suggestion made in the representation and highlighted to distinguish them from each other.

(6) The representations filed with the Secretary to the Commission shall be entered in a register.

- 10. Hearing and disposal of the representations by the Commission.-** The Commission, on receipt of representations, shall hear the same in such manner and within such time as it may deem fit:

Provided that the Commission may hold inquiries, if so required, and summon any record or witness as may be necessary for the disposal of a representation.

- 11. Final list of constituencies.-** After making such amendments, alterations and modifications in the preliminary proposals of delimitation as may be required as a result of hearing of representations, the Commission shall publish, within a period of thirty days from the last date fixed for making representation, final lists of constituencies of the Assembly in the Official Gazette showing the areas included in each constituency of the Assembly
- 12. Re-description of constituencies.-** The Commission may re-describe a constituency in case of any change in administrative units, however, in doing so, the limit of the constituency shall remain the same.

CHAPTER IV ELECTORAL ROLLS

- 13. Form, language and arrangement of electoral rolls.-** (1) The electoral roll for each electoral area shall be in Form 5.
- (2) It shall be prepared in Urdu or English and be in such convenient parts as may be directed by the Commission.
- (3) Subject to any directions issued by the Commission, the names enrolled in electoral rolls or part thereof shall be numbered serially.
- 14. Enrollment of certain persons holding certain Offices.-** (1) Any person referred to in sub-section (3) or sub-section (4) of Section 24

may before such date as may be fixed by the Commission, make an application in Form 7 for his or her enrollment to the Registration Officer of the electoral area in which he or she would have been resident if he or she were not in the Government services or a public office or for any other reason resides in another electoral area.

(2) If the Registration Officer is satisfied that the person making the application under sub rule (1) is entitled to do so, he shall enroll as elector such person and his wife and such of his children as ordinarily reside with him in the electoral area as applied for by him.

15. Information to be supplied by occupants of dwelling houses.- (1)

The Registration Officer may, for the purpose of preparing the electoral roll, obtain a statement in Form 6 from the occupants of dwelling houses in an electoral area.

(2) Every statement as is referred to in sub-rule (1) shall be signed by or bear the thumb impression of the head of the house-hold or of any other member thereof who is eligible to be enrolled in the electoral roll.

(3) Each statement shall contain a certificate from the enumerator that the statement under the sub-rule (1) was obtained after a personal visit to the house and also a certificate by the supervisor to the effect that the entries therein were verified or corrected in each statement after a house to house visit.

16. Preliminary publication.- (1) As soon as may be, after the draft electoral roll for an electoral area is ready, the Registration Officer shall publish it in Form 5 together with a notice inviting claims and objections at his office and at such other place or places as the Commission may direct.

(2) The draft electoral roll mentioned in sub-rule (1) for every electoral area shall be prepared on the basis of statements obtained under rule 15 and no such roll shall be published until the entries therein have been verified to the extent of at least ten percent by a house to house visit by a person other than the persons obtaining and verifying the statements.

(3) Notwithstanding anything contained in sub-rule (2) or rule 15, where, in the opinion of the Commission it is not possible for the preparation of the electoral roll of any electoral area to follow the procedure laid down in that sub-rule or that rule, he may direct that the electoral roll shall be prepared in such manner as it thinks is best suited for the purpose.

(4) When the Registration Officer publishes under sub-rule (1) the draft electoral roll for an electoral area the notice for inviting claims and objections to be published therewith shall clearly mention the period fixed under rule 17 during which such claims and objections shall be filed.

- 17. Period for lodging claims and objections.**- Every claim for inclusion of a name in the electoral roll and every objection to or application for correction of any entry therein shall be lodged within a period of thirty days next following the date of the publication of the draft roll under rule 16.
- 18. Form of claims and objections.**- Every claim for inclusion of a name in the electoral roll shall be in Form 8 and every objection to any entry therein shall be in Form 9.
- 19. Appointment of Revising Authority.**- The Commission shall, for a group of electoral areas, appoint a Revising Authority for the purpose of deciding claims and objections with respect to electoral rolls for such electoral areas.
- 20. Manner of lodging claims and objections.**- (1) A claim or objection shall be addressed to the appropriate Revising Authority and shall either be presented to that Authority or to the Registration Officer or to such other officer as may be designated in that behalf by the Commission or be sent by post to the Revising Authority.
- (2) A claim shall be signed by the person making it and shall unless sent by post, be presented by the claimant himself or by an agent authorized by him in writing in this behalf.
- (3) No person shall prefer an objection to the inclusion of any name in the electoral roll unless his name appears in the electoral roll of that electoral area.
- (4) The person claiming to be enrolled on the electoral roll of an electoral area or objecting to the inclusion of any name in the electoral roll may furnish such proof along with Form 8 or Form 9, as the case may be, as he may like to adduce in support of his claim or objection.
- (5) When an objection is made to the inclusion in the electoral roll of any person whose name appears therein, such objection shall contain in respect of such person all the particulars required to be filled in the roll.
- (6) If any particular entry in the electoral roll is not correct, the person to whom the entry relates may apply to the appropriate Revising Authority for the correction thereof in Form 10.
- (7) A person desiring the transfer of his name from the electoral roll or one electoral area to that of another shall separately prefer to the appropriate Revising Authorities:-
- (a) an objection to the inclusion of his name in the roll in which it has been included; and
- (b) a claim for the inclusion of his name in the other.
- 21. Rejection of claims and objections.**- Any claim or objection not made within the period or in the manner specified in these rules or

made or presented by a person not entitled to make or present shall be rejected.

22. Application by the Registration Officer for inclusion of name.-

The Registration Officer may, within the period specified in rule 17, apply to the Revising Authority:-

- (a) for the inclusion in the electoral roll of the name of any person left out due to inadvertence or the absence of timely information while preparing the draft electoral roll; or
- (b) for the exclusion of any name from the electoral roll or any correction of electoral rolls printing or other error which he is himself authorized to make under sub-section (3) of Section 21.

23. Register of claims and objections.- A register of claims and objections shall be maintained by every authority or officer to whom claims and objections may be presented under sub-rule (1) of rule 20.

24. Notice of claims and objections.- Except where a claim or objection is rejected under rule 21 or being valid *prima facie* is decided without further enquiry, the Revising Authority shall cause to be served:-

- (a) in the case of a claim, a notice in Form 8 (Part II) on the claimant or his agent; and
- (b) in the case of an objection, a notice in Form 9 (Part II) on the objector and a notice in Form 9 (Part III) on the person to whom the objection relates.

25. Service of notice.- Every notice to be served on any person under rule 24 may be served either personally or by post.

26. Enquiry into claims and objections.- (1) On the day fixed for the purpose the Revising Authority shall hold a summary enquiry into each claim or objection in respect of which it has issued notice under rule 24 and shall record its decision thereon.

(2) While hearing a claim or objection, the Revising Authority may, besides the claimant or the person objecting to any entry, hear such person as desires to be heard in connection with the claim or objection.

(3) The claimant or the person objecting to any entry or any person who is heard under sub-rule (2) shall not be entitled to any adjournment:

Provided that the Revising Authority may, if it so desires, adjourn the case to any other date.

(4) The Revising Authority shall, after considering any verbal or written objection preferred, decide any application made under sub-

rule (6) of rule 20 and any application made by the Registration Officer under rule 22.

(5) Every decision of the Revising Authority under this rule shall be communicated to the appropriate Registration Officer and shall be final.

(6) The Revising Authority shall bring to the notice of the Registration Officer for correction of any clerical, printing or other error which it discovers in the electoral roll.

27. Correction of the rolls.- (1) The Registration Officer shall correct the roll in accordance with the decisions of the Revising Authority under rule 26.

(2) The Registration Officer may further correct any clerical, printing or other error subsequently discovered in the roll.

28. Final publication.- The Registration Officer shall, after making additions, deletions, modifications or corrections under sub-section (3) of Section 21, publish in Form 5, the final electoral roll at his office and at such other place or places as the Commission may direct.

29. Preparation of electoral rolls afresh.- (1) For the purpose of preparation of roll afresh under clause (ii) of sub-section (6) of Section 21, the procedure laid down for the preparation of electoral rolls, as far as may be practicable, shall be followed.

(2) The electoral roll as prepared afresh under sub-rule (1) and published under sub-section (4) of Section 21 shall, upon its notification by the Commission, be deemed to be the electoral roll for the electoral area concerned and shall come into force immediately, on such notification.

30. National Data Base and Registration Authority to Assist.- National Data Base and Registration Authority shall be engaged for the purpose of verification of electoral rolls by the Commission, as and when required.

31. Amendment of the roll.- (1) Any person, whose name is not included in an electoral roll prepared under the Act, and who claims that he was or is entitled to be enrolled on that roll, may apply to the appropriate Registration Officer along with the photostat copy of the identity card issued to him under the National Data Base and Registration Authority Ordinance, 2000 (VIII of 2000), for the inclusion of his name therein, and if the Registration Officer is satisfied after giving such notice and making such enquiry as he may consider necessary that the applicant was or is entitled to have his name so enrolled, he shall amend the roll by making necessary entries therein relating to the applicant.

(2) Any person may apply to the Registration Officer for the correction of an entry in an electoral roll for the time being in force and if:-

- (a) the entry relates to the applicant and the Registration Officer is satisfied after giving such notice and making such enquiry as he may consider necessary that the entry relates to the applicant and is erroneous or defective in any particular, he shall amend the electoral roll accordingly; and
- (b) the entry does not relate to the applicant and the Registration Officer is satisfied after giving notice to the person to whom the entry relates and after making such enquiry as he may consider necessary that the entry is erroneous or defective or should be deleted, he shall amend the electoral roll accordingly.

(3) Where, at any time, any clerical, printing or other error, apparent on the face of the record, in any entry in an electoral roll for the time being in force, comes to the notice of the Commission or the Registration Officer, he may, on his own motion and without notice to the person to whom the entry relates, correct such error.

(4) No application under sub-rule (1) or sub rule (2) shall be entertained nor shall any amendment of any electoral roll be made under this rule at any time after the notice of election of the representatives of the people on the basis of adult franchise has been issued and before such representatives have been elected.

(5) When an electoral roll has been amended under sub-rule (1) by the Registration Officer, corresponding amendment shall be made in the copy of the electoral roll in his custody as well as in the copies of the roll kept at other places under rule 34.

(6) Every amendment made under this rule shall be signed by the person who makes the amendment and the electoral roll in which such amendment is made shall thereupon be deemed to have been amendment accordingly.

32. Information regarding deaths.- The person in-charge of the register of births and deaths in a local Council or, as the case may be, the other authority mentioned in Section 23 shall communicate information regarding deaths to the Registration Officer concerned within 15 days after the end of each quarter or as directed by the Commission.

33. Enrollment of State Subject who carries on business or works for gain at a place outside the territories of Azad Jammu and Kashmir and Pakistan. (1) Subject to the provisions of sub rule (4) of rule 31, Registration Officer of appropriate jurisdiction may upon an application made to him in that behalf and upon such enquiry as he may deem necessary enroll a state subject who carries on business or works for gain at a place outside the territories of Azad Jammu and Kashmir and Pakistan as voter in the electoral area in the territories administered by the Government where he owns or possesses a dwelling house or other immovable property.

(2) Votes of those State Subjects who were entitled to vote for the seats specified for State Subjects from other parts of the State of Jammu and Kashmir , and State Subjects originally residing in territories under the Administration of Azad Government of the State of Jammu and Kashmir, and are now residing in the Provinces of Pakistan and who have been disallowed to vote in Refugee Constituencies vide 13th amendment in the Constitution, 1974 can also be registered by Registration Officer of appropriate jurisdiction after proper scrutiny of Record of Rights of the applicant or his forefathers.

1“33-A. Enrolment in the electoral rolls of refugees, settled in Pakistan.

(1) The refugees settled in Pakistan, who are presently not holding State Subjects Certificate may be enrolled as voter on production of the documentary evidence to establish their identity as the state subject on certification of a Committee constituted by Commission for each constituency as may deem fit.

(2) The Committee shall be constituted for the concerned category of refugees settled in Pakistan, consisting of one representative from each registered Political Party who is,-

- (i) holder of State Subject Certificate and CNIC issued by NADRA;
- (ii) the voter of electoral area of refugees settled in Pakistan and his name appears in the previous Electoral Roll of concerned category of refugees; and
- (iii) well conversant with the refugees settled in Pakistan of the concerned category.

(3) Every member of the Committee shall provide the original documents mentioned in clause (i) and (ii) of sub-rule (2) to the Registration Officer of his concerned area. The Registration officer after examining the original documents shall retain a certified copy of these documents for record.

(4) The meeting of the Committee shall be held in the office of, and under chairmanship of concerned Registration Officer;

(5) The certification by the Committee shall be made only for those refugees who provide any of the following documents which may substantiate their status as refugee of Jammu and Kashmir settled in Pakistan;-

- (i) Ration Card;
- (ii) Allotment Chit of immovable property issued by the Government; or
- (iii) Identity Certificate issued by Ministry of Kashmir Affairs, Government of Pakistan,

(6) The Committee shall certify only the refugees of its concerned category.”

- 34. Custody and preservation of the electoral rolls.**- (1) After the electoral roll for an electoral area has been finally published, the following papers shall be kept in the Office of the Registration Officer and at such place or places as the Commission may direct for a period of one year unless their retention for a longer period is ordered by the Commission, namely: -
- (a) one copy of the draft electoral rolls published under rule 16;
 - (b) applications made under sub-rule (1) of rule 14;
 - (c) statements made under sub-rule (1) of rule 15;
 - (d) claims and objections to the draft electoral roll and application for correction of any particulars in the roll;
 - (e) decisions of the Revising Authority;
 - (f) applications made by the Registration officer under rule 22, and
 - (g) two copies of the electoral Rolls as finally published under rule 28.
- (2) Copies of the electoral rolls published under rule 28 for any electoral area in excess of the number required for preservation under sub-rule (1) shall be deposited in such place as the Commission may direct and the copies of the electoral roll so deposited shall be available to any person making an application to that effect and on payment of six rupees per page.
- (3) The papers referred to in sub-rule (1) and the copies of the rolls deposited under sub-rule (2) may be disposed of, when no longer needed, in such manner as the Commission may direct.
- (4) Every person shall have the right to inspect during office hours the documents referred to in sub-rule (1) and to obtain attested copies thereof on payment of the following fees.
- (a) Ten rupees for inspection of each document;
 - (b) Ten rupees for supply of copy for each document;
- (5) Every application for inspection of documents or supply of copies shall be accompanied by court fee stamps of the requisite value.

CHAPTER V ELECTIONS TO LEGISLATIVE ASSEMBLY

- 35. Appointment of Returning Officer etc.**- The Commission shall appoint District Returning Officer for each District in Azad Kashmir territory and Returning Officer for each Constituency and Assistant Returning officers as may be necessary for the purpose of holding elections.
- 36. Nomination paper.**- A nomination paper by which a proposal is made under Section 38 shall be in Form 11.
- 37. Security deposits for Nomination.**- (1) The Returning Officer shall maintain a register in Form 12 in which he shall enter the particulars of every cash deposit made, with him under Section 39.

(2) Receipt of a cash deposit by the Returning Officer shall be acknowledged in Form 13 and the amount shall be deposited by him at a Government Treasury or Sub-Treasury.

(3) The head of account for the purpose of deposit at a Government Treasury or sub-Treasury shall be Deposits and Advance-Part II-Deposits not bearing interest-Civil Deposits in connection with election.

(4) The return of a deposit which is required to be refunded to under Section 70 shall be authorized under the seal and signature of the Returning Officer.

38. Appeal against acceptance or rejection of Nomination by the Returning Officer.- (1) An appeal under sub-section (5) of Section 40 may be filed by the candidate himself or by a person authorized in writing by the candidate in this behalf within four days next following the date of acceptance or rejection of the nomination.

(2) The appeal shall be addressed to the Commission and may be filed with the Secretary to the Election Commission.

(3) An appeal shall be in the form of the memorandum which shall state the date of acceptance or rejection of the nomination and the grounds of appeal and unless the Commission dispenses with this requirement, shall be accompanied by a certified copy of the order accepting or rejecting the nomination.

(4) The memorandum of appeal shall be submitted in quadruplicate.

(5) An appeal shall be disposed of either summarily or after such summary enquiry as the Commission may consider necessary.

(6) If the appeal is allowed, the name of the appellant shall, by order of the Commission, be entered by the Returning Officer in the list of validly nominated candidates.

(7) On receiving appeal, the Commissioner shall constitute a Single or a Division Bench for hearing and decide complaints, applications, petitions or appeals.

(8) The decision of the bench constituted under sub-section (3) of Section 6 shall be deemed to be a decision of the Commission except where due to difference of opinion among members of the bench, the matter is required to be placed before the full Commission for decision under Section 3.

39. List of validly nominated candidates.- (1) The list of validly nominated candidates prepared under Section 42 shall be drawn up in Form 14 soon after the scrutiny.

(2) The Commissioner shall constitute a Single or a Division Bench comprising members of the Commission to hear and decide complaints, applications, petitions or appeals filed before him.

(3) In the case of acceptance of an appeal filed under sub-section (5) of Section 40, the Returning Officer shall revise the list of validly nominated candidates in accordance with the decision of the Commission and shall publish the list so revised at some conspicuous place in his office.

(4) A copy of the list referred to in sub-rule (1) and also a copy of the list as revised, if any, under sub-rule (3) shall be furnished to the Commission.

40. List of contesting candidates.- (1) The list of contesting candidates prepared under sub-section (4) of Section 43 shall be drawn up in Form 15.

(2) The names on the list shall be entered in Urdu, in the alphabetical order indicating the name of each contesting candidate the symbol allotted to him.

(3) The Returning Officer shall, on the day next following the withdrawal day, publish the list of contesting candidates at some conspicuous place in his office and furnish a copy thereof to the Commission and also to each of the contesting candidates or his election agent.

41. Declaration of result after scrutiny.- (1) The result of an uncontested election shall not be declared by the Returning Officer.

(2) Where after scrutiny and the disposal of appeal, if any, against the acceptance or rejection of a nomination under Section 40 or Section 41, or where after withdrawal under Section 43, there remains only one contesting candidate, the Returning Officer shall intimate this fact to the Commission.

(3) The Commission shall, if it is satisfied that the uncontested return is undisputed, declare such candidate to have been elected uncontested and publish his name in the Official Gazette.

42. Symbols.- (1) A candidate may be allocated under sub-section (1) of Section 48, any one of the symbols specified in Form 42.

(2) The Commission may allot any one of the symbol specified Form 42 to any political party or a combination of two or more political parties who have agreed to put up joint candidates for election on an application made by it in this behalf.

43. Form of ballot paper.- (1) Every ballot paper shall be in Form 16 and every postal ballot paper shall be in Form 17.

(2) Every ballot paper shall contain the number and name of the constituency to which the ballot paper relates.

(3) The names of the contesting candidates shall be arranged on the ballot paper in the same order as shown on the list of contesting candidates prepared under rule 40.

- 44. Postal ballot paper.**- (1) The Returning Officer shall, as soon as practicable, send a postal ballot paper by post to each elector who is entitled to vote by postal ballot under Section 56 and who has applied in accordance with sub-section (2) of that Section and shall at the same time,-
- (a) enter on the counterfoil of the ballot paper the name of the elector to whom the ballot paper is sent and his serial number in roll together with the name of the electoral area; and
 - (b) take necessary steps to ensure that the elector is not allowed to vote at a polling station and shall score out his name from the electoral rolls with red pen after issuance of postal ballot.
- (2) Along with the ballot paper, the Returning Officer shall send to the elector,-
- (a) a declaration in Form 18;
 - (b) a cover in Form 19;
 - (c) a large cover addressed to himself in Form 20; and
 - (d) instructions for the guidance of the elector in Form 21.
- (3) Every Officer under whose care or through whom a postal ballot paper is sent shall ensure that the same is delivered to the addressee without delay.
- (4) After the ballot papers have been issued to all the electors entitled to vote by postal ballot, the Returning Officer shall seal up in a packet the counterfoils of such ballot papers and record on the packet a brief description of its contents, the name of the constituency and the date of seal on it.
- 45. Recording votes on postal ballot papers.**- (1) An elector who has received a postal ballot paper and desires to vote shall record his vote on the ballot paper by putting a cross mark with a pen or pencil within the spaces containing the name and symbol of the contesting candidate for whom he wishes to vote.
- (2) In recording the vote, such an elector shall, after complying with the instruction contained in Form 21 sent to him under clause (d) of sub-rule (2) of rule 44, put the ballot paper in the cover in Form 12.
- (3) The elector shall sign the declaration in Form 18 in the presence of a Gazetted Officer or a Commissioned Officer to whom he is personally known or to whose satisfaction he has been identified and he shall have his signature attested by such Officer.
- 46. Assistance to illiterate or infirm electors casting vote by postal ballot.**- (1) If an elector is illiterate or is unable through physical infirmity to record his vote on a postal ballot paper and sign the declaration in Form 18, he shall be entitled to have his vote recorded and his declaration signed by any Gazetted Officer or Commissioned Officer.

(2) Any such elector may take the ballot paper together with the declaration and the covers received by him to any Gazetted Officer or Commissioned Officer and request such Officer to record his vote and sign his declaration on his behalf.

(3) Such Gazetted Officer or Commissioned Officer shall thereupon mark the ballot paper in accordance with the wishes of the elector in his presence and sign the declaration on behalf of the elector and complete the appropriate certificate contained in Form 18.

47. Re-issuance of postal ballot paper.- (1) When a postal ballot paper and other papers sent under rule 44 are for any reason returned undelivered, the Returning Officer may re-issue them by post or deliver them or cause them to be delivered to the elector personally on a request being made by him.

(2) If any elector has inadvertently dealt with his ballot paper or any of the other papers sent to him under rule 44 in such a manner that they cannot conveniently be used, another ballot paper and such other papers shall be issued to him after he has returned the said papers and satisfied the Returning Officer of the inadvertence.

(3) The Returning Officer shall cancel the papers so returned and keep them in a separate packet and also note the serial number of all such cancelled ballot papers on the packet.

48. Return of postal ballot papers.- (1) After an elector has recorded his vote and made his declaration under rule 45 or has his vote recorded and his declaration signed under rule 46, he shall return the ballot paper and his declaration to the Returning Officer in accordance with the instructions communicated to him in Form 21.

(2) If any cover containing a postal ballot paper is received by the Returning Officer after the expiry of the time fixed under sub-section (1) of Section 66, he shall note thereon the date and time of its receipt and shall keep all such covers together in a separate packet.

49. Manner of marking the ballot paper.- (1) The mark to be put under clause (b) of sub-section (5) of Section 60, on the ballot paper, at any place within the space containing the name and symbol of the contesting candidate for whom the elector wishes to vote, shall be a mark containing squares on a rubber-stamp provided for the purpose by the Presiding Officer at the Polling Station and no other mark.

(2) No other marking aid or rubber-stamp except the rubber stamp supplied for the purpose by the Presiding Officer under sub-rule (1) shall be used by the electors for marking his ballot paper.

50. Manner of marking the ballot paper if elector is incapacitated.- (1) If an elector is totally blind or is physically otherwise so incapacitated as to require the help of a companion, the Presiding Officer may allow him to be accompanied by a companion of not less than twenty-one years of age and in case the disability is such that the elector cannot

mark the ballot paper himself, the person accompanying the elector may mark the ballot paper as indicated by the elector:

Provided that the person allowed to accompany the elector shall not himself be a candidate or an agent of a candidate.

(2) If the ballot paper is to be marked by the companion, the Presiding Officer shall make it clear to him that he must mark the ballot paper for the candidate for the elector's choice and that he must maintain the secrecy or voting by not divulging to any one the elector's choice of candidate.

(3) The Presiding Officer shall maintain a list of electors on whose behalf the ballot paper has been marked by their companions.

51. Manner of inserting a ballot paper.- After the ballot paper has been marked by the elector or by person allowed to mark a ballot paper under rule 50, the elector or such person shall fold the ballot paper in the screened off compartment so as to conceal his vote and insert at in the ballot box within the view of the Presiding Officer.

52. Tendered votes.- (1) The tendered votes list referred to in sub-Section (3) of Section 61 shall be in Form 22.

(2) The Presiding Officer shall before issuing a ballot paper to a person referred to in sub-Section (1) of Section 61, obtain his signature or thumb impression on the form referred to in sub-rule (1).

53. Challenged votes.- (1) Every candidate or his polling agent making a challenge under Section 62 shall deposit a sum of one hundred rupees in cash with the Presiding Officer for each such challenge.

(2) The challenged votes list referred to in sub-section (2) of Section 62 shall be in Form 23.

(3) The Presiding Officer shall, soon after the close of the poll, hand over against proper receipt such sum as has been deposited with him under sub-rule (1) to the Returning Officer, who shall deposit the same with a Government Treasury or sub-Treasury against the head of Account.

54. Stray ballot papers.- If any ballot paper which has been issued to an elector has not been inserted by him in to the ballot box but, is found anywhere else in or near the polling station it shall be cancelled and accounted for as 'Spoiled Ballot Paper'.

55. Count on close of poll.- The Presiding Officer shall, after taking out the ballot papers from the used ballot box or ballot boxes:-

(a) separate the ballot papers which are unambiguously marked in favour of a contesting candidate from those which bear,-

- (i) no official mark and initial of the Presiding Officer; or
- (ii) any writing or any mark other than the Official mark initial of the Presiding Officer and the prescribed mark made with

the rubber-stamp supplied for the purpose to which a piece of paper or any other object of any kind has been attached;
or

- (iii) no prescribed mark indicating the contesting candidate for whom the elector has voted; or
- (iv) any mark from which it is not clear for whom the elector has voted:

provided that a ballot paper shall be deemed to have marked in favour of a candidate if the whole or more than half of the area of the prescribed mark appears clearly within the space containing the name and symbol of that candidate and where the prescribed mark is divided equally between two such spaces the ballot paper shall be deemed not to show clearly for whom the elector has voted.

- (b) count separately in respect of each contesting candidate in the alphabetical order of their names as appearing on the ballot paper, the ballot papers which are unambiguously marked in favor of that candidate and put each lot in a separate packet bearing the name and symbol of the contesting candidate to whom it relates;
- (c) count and put in a separate packet, the ballot papers mentioned in sub-clauses (i) to (iv) of clause (a);
- (d) open the packet labeled 'Challenged Ballot Papers' unambiguously marked in favour of each candidate, excluding from the count the ballot papers suffering from any of the defects mentioned in sub-clauses (i) to (iv) of clause (a);
- (e) after the challenged ballot papers have been so counted, the Presiding Officer shall put all such ballot papers answer taken out of the packet labelled 'Challenged Ballot Papers' into a separate packet;
- (f) place in each packet a certificate stating the number of ballot papers put therein, and sign and seal each packet;
- (g) obtain on each packet the signature and seal of such of the contesting candidates or their election or polling agents as may desire to sign and seal it; and
- (h) enclose all such packets in a principal packet with a certificate specifying the number of packets enclosed in the principal packet.

56. Statement of the count.- (1) The statement of the count under sub-section (9) & (11) of section 65 shall be prepared in Form 24.

(2) Where the Returning Officer fails to supply attested copies under clause (b) of Section 69 or Presiding officer fails to supply certified copies under sub-Section (11) of Section 65 shall be guilty of misconduct and subject to disciplinary proceedings.

57. Statement about turnout of women voters.- The Presiding Officer shall prepare gender segregated statement of voters on Form 24 (Result of the Count) on the basis of male and female voters scored out from the electoral rolls in the relevant polling station or stations according to the marked voters list.

58. Ballot paper account by the Presiding Officer.- The ballot paper account referred to in sub-section (10) of Section 65 shall be prepared in Form 25.

59. Consolidation of results.- (1) The Returning Officer shall consolidate in Form 26 the result of the count furnished by the Presiding Officers.

(2) Before consolidating the results, the Returning Officer shall open the packet containing the ballot papers excluded from the count by the Presiding Officer as also the Packet containing the challenged ballot paper as was excluded from the count by the Presiding Officer.

(3) If the Returning Officer finds that any ballot paper excluded from the count by the Presiding Officer should not have been so excluded, he shall count it as a valid ballot paper cast in favour of the contesting candidate for whom it was cast:

Provided that in doing so, the Returning Officer shall not mix up the ballot papers taken out from the packet labelled 'Challenged Ballot Papers' but shall keep the entire lot of challenged ballot papers in a separate packet.

(4) The Returning Officer shall reject a ballot paper herein after referred to as 'Rejected Ballot Paper' recording thereon the fact of such rejection, if it suffers from any of the defects mentioned in sub-section (4) of Section 65.

(5) If any contesting candidate or election agent objects to the rejection of ballot paper, the Returning Officer shall add to his endorsement the words 'Rejection Objected'.

(6) In consolidating the result of the count, the Returning Officer shall record the number of valid ballot paper cast in favor of each contesting candidate as shown by the Presiding Officer in the statement of the count unless figures thereof have undergone a change as a result of recount under sub-section (5) of Section 66, in which case he shall record the figures arrived at after recount.

(7) Before recording the number of valid votes in the consolidated statement against the name of each contesting candidate, the number of ballot papers, if any, which were treated by him as valid but had been excluded from the count by the Presiding Officer shall be taken

into account including those treated as valid from the challenged votes.

(8) The ballot papers rejected by the Returning Officer under sub-rule (4) shall be shown separately in the consolidated statement.

(9) The consolidated statement shall be so completed that the figures in respect of one polling station are completed before the incorporation of the figures in respect of the other.

(10) The Returning Officer shall deal with the postal ballot papers in the following manners namely:-

- (i) no cover in Form 20 containing a postal ballot paper received by the Returning Officer after the expiry of the time fixed in that behalf shall be opened and no vote contained in any such ballot paper shall be counted;
- (ii) the Returning Officer shall close and seal the packet referred to in sub-rule (2) of rule 48;
- (iii) all other covers in Form 20 containing postal ballot papers shall then be opened one after another;
- (iv) as each cover is opened, the Returning Officer shall scrutinize the declaration in Form 18 contained therein and shall reject the ballot paper and make an appropriate endorsement on the cover in Form 19 without opening the same,-
 - (a) if that said declaration is not found in the cover in Form 20; or
 - (b) if the said declaration is substantially defective; or
 - (c) if the serial number of ballot paper entered in the said declaration differs from such number endorsed on the cover in Form 19.
- (v) each cover so endorsed and the declaration received with it shall be replaced in the cover in Form 20 and all such covers in Form 20 shall be kept in a separate packet which shall be sealed and on which the following particulars shall be recorded, namely:-
 - (a) the name of the constituency;
 - (b) the date of counting; and
 - (c) a brief description of its contents.
- (vi) The Returning Officer shall then place all the declarations in Form 18 which he has found to be in order in a separate packet which shall be sealed before any cover in

Form 19 is opened and on which shall be recorded the particulars referred to in clause (v);

(vii) all covers in Form 19 containing postal ballot papers which have not already been dealt with under the foregoing provisions of this rule shall then be opened one after another and the Returning Officer shall scrutinize each ballot paper and decide the validity of the vote recorded thereby;

(1) a postal ballot shall be liable to rejection on the grounds mentioned in sub-section (4) of Section 65, reference in that sub-section to prescribed mark being construed as reference to cross mark mentioned in sub-rule of rule 45;

(viii) the Returning Officer shall count all the valid votes given by postal ballot in favour of each contesting candidate and record the total thereof as well as the number polled by each such candidate in the consolidated statement in Form 26; and

(ix) all valid postal ballot papers shall, after they have been counted, be placed in separate packet which shall be sealed and on which shall be recorded:-

(a) the name of the constituency;

(b) the date of counting; and

(c) a brief description of the contents.

60. Return of election.- The return of election required to be submitted to the Commission by the Returning Officer under sub-section (3) of Section 68 shall be in Form 27.

61. Public inspection of documents.- (1) The documents retained by the Commission under Section 71, except the ballot papers shall be open to public inspection during office hours on payment of a fee at the rate of ten rupees of each document.

(2) Copies of, or extracts from, the document mentioned in sub-rule (1) shall be furnished upon an application made by any person on payment of a fee at the rate of ten rupees per page.

(3) Every application for inspection of documents or supply of copies shall be accompanied by court fee stamps of the requisite value.

62. Account of election expenses.- (1) An election agent shall keep and maintain a register of receipts and expenditure in Form 28.

(2) The election agent shall within thirty-five days after the publication of the name of returned candidate under Section 47 or Section 68, submit to the Returning Officer an account of election expenses as required under Section 76 in Form 28 giving the account of personal

expenditure referred to in sub-section (2) of Section 75 in Part B of that Form.

(3) All vouchers shall be kept along with the account of election expenses arranged according to the date of payment and serially numbered and such serial number shall be entered in the appropriate column of relevant account.

(4) It shall not be necessary, while rendering account to the Returning Officer, to give particulars of the payees in regard to the items of expenditure for which receipts are not required to be obtained under sub-section (5) of Section 75.

63. Affidavits. The affidavits referred to in sub-section (2) of Section 76 shall be sworn,-

- (i) by candidate who is his own election agent, in Form 29.
- (ii) by a candidate who employs an election agent, in Form 30; and
- (iii) by an election agent, in Form 31.

64. Presentation of election petition. An election petition may be presented by any candidate in person or by a representative authorized by him in writing in this behalf or by registered post but not otherwise.

65. Time for presentation of petition. (1) An election petition shall be presented to the Commission within 45 days after the publication in the Official Gazette of the name of the returned candidate under Section 47 or Section 68.

(2) An election petition not filed within the period specified in sub-rule (1) shall be returned to the petitioner.

(3) An election petition, if sent by registered post, shall be deemed to have been filed in time if it is posted within the period specified in sub-rule (1).

66. Withdrawal of respondents. A notice under Section 102 by a respondent in an election petition shall be in Form 32.

67. Supply of copies of decisions on petitions. (1) Copies of orders passed by the Commission on an election petition presented to him and returned to the petitioner or of any interim or final order passed by a Tribunal on any election petition may be furnished to the parties to the petition by the Commission or the Tribunal, as the case may be, on an application in writing.

(2) The fees for the supply of copies mentioned in sub-rule (1) shall be ten rupees for each page.

(3) Every application for the supply of copies under sub-rule (1) shall be accompanied by court-fee stamps of the requisite value.

**CHAPTER VI
OFFENCES, PENALTIES AND PROCEDURES**

- 68. Summary trial by authorized officer.**- (1) An officer authorized to exercise the powers of a Magistrate of the first class under Section 30, shall hold summary trial in the manner given in this rule.
- (2) For summary trial under the Act, the procedure given in the Code shall be followed and the officer exercising power of Magistrate of the first class shall record statement of the complainant and record further proceedings, if any on Form 33.
- (3) Where a person is found guilty of personation, the officer authorized under sub-rule (1) shall order the arrest of such person on Form 34.
- (4) The officer shall, if required, commit a convict after summary trial to the superintendent or keeper of the Jail concerned on warrant of commitment in Form 35 or Form-36, as the case may be.
- 69. Court report to Commission.**- The court or other competent forum convicting any person under the Act, or these rules, for an offence, other than the offence of corrupt practice, shall send a report to the Commission of such conviction.

**CHAPTER VII
ELECTION TO RESERVED SEATS**

- 70. Election to seats reserved in the Assembly.**- Election to the several seats in the Legislative Assembly referred to in clauses (b), (c), (d) and (e) of sub-Article (1) of Article 22 of the Constitution (hereinafter compendiously and with grammatical variation) referred to as "reserved seats", in the manner set out in this chapter.
- 71. Voter.**- In relation to election to any reserved seat, "voter" means directly elected member of the Legislative Assembly.
- 72. Administrative arrangements.**- (1) For the purpose of election to any reserved seats, the Commission shall, by notification in the official Gazette, appoint a Returning Officer and such number of Polling Officers as the Commission considers necessary and it shall be duty of a Polling Officer to perform such functions as may be entrusted to him, by the Returning Officer.
- (2) The Commission shall provide a Polling Station for election to the reserved seats.
- 73. Polling Officer to act as Returning Officer.**- The Returning Officer may authorize a Polling Officer to act in his place, if at any time during the poll, he, by reason of his illness or any other cause, is unable to perform his functions.
- 74. Supply of polling material.**- The Commission shall cause to be supplied to the Returning Officer list of voters with their full

particulars, adequate number of ballot boxes and other polling material necessary for the conduct of the poll.

75. Maintenance of Order. (1) The Returning Officer will exercise all necessary powers for maintaining order at the polling station and shall report to the Commission any fact or incident which in his opinion may affect the conduct or fairness of the poll.

(2) The Returning Officer may, at any time during the poll, for reasons to be recorded in writing suspend a Polling Officer, make such alternative arrangement as he may consider necessary for the conduct of the poll and inform the Commission in that behalf.

76. Notification for Election. (1) For the purpose of election to any reserved seats, the Commission shall, by notification in the official Gazette, call upon the voters to elect such number of members to the reserved seats as is specified in the notification.

(2) In the same notification the Commission shall fix,-

- (a) a day for the nomination of candidates;
- (b) a day for the scrutiny of nomination papers;
- (c) a day not later than two days of the date of scrutiny, for filing of appeals, against rejection or as the case may be, acceptance of nominations;
- (d) a day for hearing of appeals and decisions thereon;
- (e) a day on or before which candidature may be withdrawn; and
- (f) a day and the place for the taking of the poll.

77. Nomination for Election. (1) A voter may propose or second the name of any person qualified for election to a particular reserved seat or as the case may be, a seat reserved for women.

(2) Each proposal shall be made by a separate nomination paper in the prescribed Form 37 in the schedule hereto. It shall be signed by the proposer and the seconder, contain a declaration signed by the candidate that,-

- (a) he consents to the nomination;
- (b) he is not subject to any disqualification for being or being elected as a member; and
- (c) he believes in the Ideology of Pakistan and the Ideology of the State's accession to Pakistan.

(3) Every nomination paper shall be delivered by the candidate, or his proposer or seconder, to the Returning Officer who shall acknowledge receipt thereof.

(4) A person may be nominated by more than one nomination paper.

78. Documents to be accompanied with nomination paper. Along with the nomination paper there shall be filed by or on behalf of a candidate,-

- (a) as respects a reserved seat, a certified copy of the entry relating to him as elector to the Assembly with the description of the electoral area where he has, or is deemed to have, electoral residence;
- (b) as respects the seat reserved for Ulema-i-Din or Mashaikh, a concise paragraphed statement on oath by him concerning his training, experience and scholarship in the teachings of Islam;
- (c) as respects the seat reserved for Jammu and Kashmir State Subjects residing abroad, photo-copies of the first three pages of his current passport and a concise statement made by him on oath concerning the period of his residence abroad and the date and point of his last entry in Pakistan or, as the case may be, Azad Jammu and Kashmir; and
- (d) as respects the seat reserved for technocrats and other professionals, a concise paragraphed statement concerning the field of his training, discipline and experience in the same and the principal means of his livelihood.

Explanation.- For the purpose of this rule, one set of copies and a single statement relevant to the reserved seat sought to be contested need be filed irrespective of the number of nomination papers filed with the Returning Officer.

79. Scrutiny.- (1) For the purpose of scrutiny of nomination papers, the provisions of Section 40 of the Act shall, *mutatis mutandis* apply.

(2) Where the nomination of a candidate has been rejected or accepted notwithstanding an objection taken against its acceptance, an appeal shall lie to the Commission within the specified time, and the order of the Commission on such appeal shall be final.

80. Publication of the List of Candidates.- (1) The Returning Officer shall, after the scrutiny of nominations, publish a list of candidates who have been validly nominated.

(2) In case an appeal against rejection or acceptance of a nomination paper is accepted by the Commission, the list of validly nominated candidates shall be revised accordingly and published.

81. Withdrawals.- (1) A validly nominated candidate may, by notice in writing signed by him and delivered on or before the withdrawal day to the Returning Officer by such candidate in person or by an advocate authorized by him in writing in that behalf, withdraw his candidature and a notice of withdrawal once delivered shall, in no circumstances, be revoked or withdrawn.

(2) On receiving a notice of withdrawal under sub-rule (1), the Returning Officer shall, if he is satisfied that the signature on the notice is that of the candidate and has been properly delivered, cause a copy of the notice to be affixed at some conspicuous place in his office.

(3) The Returning Officer shall, on the day next following the withdrawal day, prepare and publish a list of contesting candidates, with notice of the date, hour and place of the poll.

82. Death of a Candidate after Nomination.- (1) If a validly nominated candidate for the seats reserved for women or as the case may be, for any other reserved seat, who has not withdrawn his/her candidature, dies before the completion of the proceedings relating to the election, the Returning Officer shall, by public notice, terminate proceedings for election to such reserved seat and proceed with the election to any other reserved seat and make a report to the Commission.

(2) Where the proceedings relating to an election have been terminated under sub-rule (1), fresh proceedings shall be commenced in accordance with the provisions herein as if it were a new election to the reserved seats in relation which proceedings had been terminated.

83. Postponement, etc., under Certain Circumstances.- Where, for any reason beyond the control of the Returning Officer, proceedings relating to nomination, scrutiny or withdrawal or any subsequent stage of the electoral process cannot take place on the day appointed therefor, he may postpone or adjourn such proceedings and shall, with approval of the Commission, by public notice, fix another day for the proceedings so postponed or adjourned and, if necessary, also the day or days for any subsequent stage of the proceedings.

84. Uncontested Election.- If after scrutiny or withdrawal the number of validly nominated candidates or contesting candidates is less than or equal to the number of reserved seats to be filled, the Returning Officer shall declare such candidates to be elected to the appropriate reserved seat and send return of election to the Commission:

Provided that the Returning Officer shall not make the declaration in respect of any such seat, if any candidate signified his/her intention to file an appeal before the Commission and unless the period of appeal has expired on the appeal, if any, has been disposed of.

85. Contested Election.- (1) If after scrutiny or withdrawal of candidature if any, the number of candidates exceeds the number of the relevant reserved seats the Returning Officer shall on the appointed day conduct the poll after notice to the contesting candidates and subject to any direction of the Commission, fix the hours during which poll shall be taken and give public notice of the hours so fixed.

(2) The Commission shall arrange for the printing of ballot papers on paper of diverse colours for each category of the reserved seats naming the candidates for each category of reserved seat in Urdu language alphabetically.

(3) In the event of contested election each candidate may appoint a person qualified to be a member of the Assembly, to be his/her election agent.

86. **Voting on reserved seats.**- (1) As respects election to the seats reserved for women, irrespective of number of seats to be filled, each voter shall have one non-transferable vote which he would record in favour of the candidate of his choice and the candidate who has polled the highest, the second highest and the third highest number of votes and so on, depending upon the number of the reserved seats for women to be filled, shall be declared elected.
- (2) As respects election to any other reserved seats, each voter shall have one non-transferable vote in respect of each such seat and a candidate who has polled the highest number of votes for that seat shall be declared elected.
87. **Voting Procedure.**- (1) A voter shall vote in person and by secret allot.
- (2) Where a voter presents himself to record his vote, the Returning Officer after satisfying himself about his identity, shall,-
- (a) issue him a ballot paper in respect of seats reserved for women irrespective of the number of seats to be filled and a ballot paper in respect of each other reserved seat;
 - (b) tick mark the entry relating to the voter in the voters list to indicate that ballot papers have been issued to him; and
 - (c) put on the reverse of each ballot paper (foil) his initials and the code stamp mark and his initial on the obverse of the counter foil.
- (3) After the ballot papers are issued, the voter shall proceed to the voting booth and affix the voters mark stamp on each ballot paper, against the name of candidate of his choice within the space reserved for that purpose, fold separately each ballot paper, leave the voting booth and then insert the ballot papers in the ballot box placed within the view of the Returning Officer.
88. **Single Ballot Box.**- Ordinarily single ballot box shall be used for election to the various reserved seats, contested at a time, unless the ballot box being used has been stuffed to capacity, in which case, second ballot box shall be used.
89. **Count of Votes.**- (1) Immediately after the close of poll, the Returning Officer shall proceed with the counting of votes in the presence of such of the contesting candidates and their authorized agents as may be present.
- (2) The Returning Officer shall,-
- (a) count the total number of ballot papers taken out from the ballot box and record their number in a statement;
 - (b) separate the ballot papers which he considers valid from those which he deems invalid and endorse on each rejected ballot paper the word "Rejected" with grounds of rejection and initial

the same.

- (3) A ballot paper shall be invalid which bears,-
- (a) no official mark and initial of the Returning Officer; or
 - (b) any writing, mark or any attached object tending to violate the secrecy of the ballot; or
 - (c) no prescribed mark to indicate in whose favour the voter has voted, or otherwise mark being so confusing that it does not indicate clearly in whose favour the voter has recorded his vote.
- 4) After rejecting the ballot papers which in opinion of Returning Officer are invalid, he shall,-
- (a) arrange valid papers in separate parcels according as the ballot papers relate to election to seats reserved for women, or as the case may be, each of the other reserved seats;
 - (b) prepare statement relating to each parcel and the number of votes polled by each candidate;
 - (c) declare the election result on the basis of simple majority, also called plurality rule.
- (5) The Commission shall publish in the official Gazette the name of each returned candidate.

- 90. Chapter VII of Act not to apply.**- For the removal of doubt, it is hereby declared that the provisions of Chapter-VII of the Act shall not apply in relation to the election to the reserved seats.
- 91. Election disputes and offences.**- For the determination of election disputes and trial of election offences, the provisions of Chapter IX and Chapter X of the Act shall, *mutatis mutandis* apply.

CHAPTER VIII ELECTION FOR THE OFFICE OF THE PRESIDENT

- 92. Election of the President.**- The Commission shall hold and conduct election for the office of President and the Commissioner shall be the Returning Officer for the election.
- 93. Date, time and place for the poll.**- The Commission shall, by notification in the official Gazette, fix,-
- (a) the date, time and place for filing of nomination papers of candidates, and for the scrutiny of the nomination papers;
 - (b) the final date for withdrawal of candidature; and
 - (c) the date time and place for taking of poll.

- 94. Nomination Paper for election of President.**- At any time on the day fixed for nomination, any member of Assembly or elected member of Council, may nominate for election as President, a person qualified *vide* sub-Article (4) of Article 5 of the Constitution for election as President, by delivering to the Returning Officer, or in his absence to the secretary, Election Commission, a nomination paper set out in Schedule I signed by himself as proposer and another member of Assembly or elected member of Council as seconder, together with a declaration signed by the person nominated that he consents to his nomination and believes in the ideology of Pakistan and the ideology of the State's accession to Pakistan and that he does not suffer from any disqualification:

Provided that no person shall subscribe, whether as proposer or seconder more than one nomination paper at any one election, and if any person subscribes more than one nomination paper, whether as proposer or as seconder, all such nomination papers shall be invalid.

- 95. Scrutiny of Nomination Paper.**- Scrutiny of nomination papers shall be conducted by the Returning Officer at the place, time and on the date fixed for the purpose.
- 96. Objections on Nomination papers and publication of list.**- Each candidate, or his proposer or seconder, shall be entitled to attend the proceedings for scrutiny of nomination papers and to raise objection in respect of nomination papers of other candidates. The Returning Officer after deciding the objection publish a list of validly nominated candidates.
- 97. Withdrawal of candidature.**- A candidate whose nomination paper has been found to be in order may withdraw his candidature at any time before noon on the last day fixed for the purpose by delivering a notice in writing under his hand to the Returning Officer, or in his absence to the Secretary, Election Commission.
- 98. Effect of withdrawal.**- If all but one of the candidates have withdrawn, that one shall be declared by the Commission to be elected.
- 99. Withdrawal by all candidates.**- If no contesting candidate remains in the field after withdrawals have taken place, the proceedings in relation to the election shall commence afresh, as if for a new election.
- 100. Death of validly nominated candidate.**- If a validly nominated candidate who has not withdrawn his candidature dies before the commencement of the poll, the Commission shall countermand the poll and all proceedings in relation to the election shall commence in all respect as if for a new election:

Provided that no person who had withdrawn his candidature before the countermanding of the poll shall be eligible for being nominated as a candidate for the election after such countermanding.

- 101. Notification of contesting candidates.**- If there is no withdrawal, or if, after withdrawals have taken place, two or more candidates are left in the field, the Commission shall, by public notification, announce forthwith the names of the contesting candidates and shall hold the poll in accordance with the provisions of the succeeding rules.
- 102. Summoning of Assembly Session.**- On the request of the Commission, the President shall summon the Assembly Session at the place and time and on the date fixed for the purpose of taking of poll.
- 103. Appointment of Presiding Officer.**- The Commission shall appoint a Presiding Officer to conduct the poll which shall be by secret ballot.
- 104. List of the Assembly Members.**- The Commission shall furnish the Presiding Officer with a complete list of the members of the Assembly entitled to vote at the poll.
- 105. Ballot Papers Book.**- The ballot papers with their counterfoils, shall be bound in the form of a book, serial numbers shall appear only on the counterfoils, ballot papers so bound shall be provided by the Commission to the Presiding Officer.
- 106. Form of Ballot Paper.**- Every ballot paper shall bear the names of all the contesting candidates in alphabetical order in Urdu. A ballot paper, authenticated by the initials of the Presiding Officer shall be issued by the Presiding Officer upon his identification and the name of the voter to whom the ballot paper is issued shall be noted on the counterfoil. The voter shall exercise his vote by placing a cross-mark against the name of the candidate for whom he wishes to vote.
- 107. Casting of Vote.**- The ballot paper having been marked by the voter shall be inserted by that voter in the ballot box placed in front of the Presiding Officer.
- 108. Spoiled Ballot Paper.**- If a ballot paper is spoiled by a voter, he may return it to the Presiding Officer who shall issue to the voter a second ballot paper after cancelling the spoiled paper and marking the cancellation at the appropriate counterfoil.
- 109. Invalid Ballot Paper.**- A ballot paper shall be invalid if,-
- (i) there appears on it any writing or mark by which the voter may be identified; or
 - (ii) it does not bear the initials of the Presiding Officer; or
 - (iii) it does not bear a cross-mark against the name of any candidate; or
 - (iv) a cross-mark is placed against the names of two or more candidates; or
 - (v) there is uncertainty as to the candidate against whose name the cross-mark is placed.
- 110. Counting of ballot papers.**- After the close of the poll, the Presiding Officer, shall in the presence of such of the candidates or their

authorized agent as may be present, open and empty the ballot box, count the number of votes recorded for each candidate and transmit the ballot papers, together with a covering note giving the count of ballot papers, to the Returning Officer.

- 111. Examination of Ballot Paper.**- The Commission shall, in the presence of such of the candidates or their authorized agents as may be present, examine the ballot papers, rejecting any, which are invalid, and count the number of votes recorded for each candidate.
- 112. Result of Election.**- A candidate who has secured the majority of total number of votes shall be declared by the Commission to be elected as the President:

Provided that if no candidate secures such majority in the first poll, a second poll shall be held between the candidates who secure the two highest number of votes in the first poll and the candidates who secures a majority of voters present and voting, shall be declared to have been elected as President:

Provided further that if the number of votes secured by two or more candidates securing the highest number of votes is equal, a further poll shall be held between them until one of them secures a majority of votes of the members present and voting.

- 113. Notification of Result.**- When the counting of the votes has been completed and the result of voting determined, the result of election shall forthwith be announced to those present, by the Commission and reported to the Government in form appended in Schedule II who shall immediately cause it to be notified in the Official Gazette.

CHAPTER IX POLITICAL PARTIES

- 114. Political parties to provide printed copy of constitution.**- Every political party shall,-

- (a) within two month of its formation; or
- (b) which is already in existence, within two month of the commencement of the Act;

Provide to the Commission a printed copy of its constitution along with a certificate duly attested by the Party Leader that its constitution is in conformity with the requirements of the Act.

- 115. Registration of Political parties.**- (1) A political party applying for its registration under Section 128 shall submit its application to the Commission in the manner as may be determined by the Commission.
- (2) The documents required to be submitted under sub section (2) of Section 128 shall be as provided in Form 38.
- (2) Mode of submission of documents.**- The constitution, certificates, documents, etc. to be submitted to the Commission under the Act

shall be delivered through an office bearer of the party, duly authorized by the Party Leader and shall not be entertained through post, fax, courier service or any other mode.

117. Scrutiny of political parties' constitution and information etc.-

Where the Commission is of the opinion that the constitution, other documents and information submitted by a political party is not in conformity with the Act, it shall return the same with specific observations to the concerned political party for resubmission in accordance with the provisions of the Act.

118. Submission of certificate to the Commission regarding intra-party elections.-

(1) The Party Leader of each political party under his signature shall, within seven days of the completion of intra-party elections, submit a certificate to the Commission in Form 39 specifying that the intra-party elections have been held in accordance with the constitution of the party and the provisions of the Act.

(2) The Commission shall, after satisfying itself that the certificate fulfills the requirements of Section 128, publish the certificate including the details of election in the Official Gazette.

119. Submission of consolidated statement of accounts to the Commission.-

Every political party shall maintain its accounts indicating its annual income and expenses, sources of funds, assets and liabilities and shall, within sixty days from the close of each financial year, submit to the Commission a consolidated statement of accounts of the party audited by an Officer or authority authorized by the Commission which shall contain a certificate duly signed by an office-bearer authorized by the Party Head to the effect that no funds from any source prohibited under the Act were received by the party and that the statement contains an accurate financial position of the party:

Provided that the detailed audit report of an Officer or authority shall be annexed with Form 41 submitted under this rule.

120. Confiscation of Prohibited Funds.- Where the Commission on its own motion or on the application filed by any person, decides that the contributions or donations, as the case may be, accepted by a political party, are prohibited under sub-section (2) of Section 126, it shall, subject to notice to the political party concerned and after giving an opportunity of being heard, direct the same to be confiscated in favour of the State to be deposited in State Bank of Pakistan or National Bank of Pakistan in the head of the account maintained for the election receipts.

121. Maintenance of Accounts.- (1) All moneys received by or on behalf of a Political Party shall be paid into an account of such party with its bankers and cheques drawn upon its bankers shall be signed by the secretary of such party, by whatever name called.

(2) Every Political Party shall maintain in the Form 40 appended to these rules, proper accounts of all its income and expenditure, assets

and liabilities and shall, within six weeks of the closure of each financial year (July____June), submit its finances and accounts to audit by an officer or authority authorized by the Commission:

Provided that every Political Party in existence at the commencement of the Azad Jammu and Kashmir Political Parties Act, 1987 shall submit its finances and accounts to audit within fifteen days of the publication of these rules:

Provided further that the Commission may, for reasons it considers sufficient, by a general order, in relation to a political party, extend the date for filing accounts for audit with the authorized officer of authority, for a period not exceeding thirty days:

Provided further, that if, in a particular case, the Commission for reasons recorded in writing, is satisfied that a political party, owing to any reason beyond its control, has been prevented from submitting its finances and accounts for audit within the prescribed date, may extend the date for such further period as it may deem fit.

122. Submission of Audit report.- The officer or authority authorized by the Commission to audit the accounts of a political party shall submit audit report to the Commission within the time specified by the Commission of the presentation by the political party of a statement of its finance and accounts to him.

123. Repeal and Savings.- (1) The following rules and procedure are hereby repealed,-

- (a) The Azad Jammu and Kashmir Electoral Rolls Rules, 1970;
- (b) The Azad Jammu and Kashmir Legislative Assembly (Elections) Rules, 1970;
- (c) The Azad Jammu and Kashmir Political Parties (Audit of Accounts) Rules, 1979;
- (d) The Azad Jammu and Kashmir President (Election) Rules, 1985; and
- (e) The Azad Jammu and Kashmir (Reserved Seats) Election Procedure, 1986.

(2) Notwithstanding the repeal of the rules and procedure mentioned in sub-rule (1), all actions taken, notifications and orders issued, proceedings initiated, decisions made, duties conferred, shall be deemed to have been validly taken, issued, framed, initiated, made and conferred.

(3) Notwithstanding anything contained in these rules, all actions taken, notification or orders issued, proceedings initiated, decisions made under the repeal rules immediately before the enforcement of these rules, shall continue to in force, until altered, repealed or amended by the appropriate authority.

(Afraz Afzal Khan)
Section Officer (AD)

SCHEDULE I
(See rule 94)

Nomination for Election of President.

(To be filled in by the proposer)

(1) I, _____ (Name of the Proposer) Member of Legislative Assembly/Azad Jammu and Kashmir Council do hereby propose the name of _____ whose address is _____ as a candidate for the office of President.

(2) I hereby certify that I have not subscribed to any other nomination paper either as proposer or seconder.

Date _____

Signature of Proposer

(To be filled in by the seconder)

(1) I, (name of the seconder).....
Member of Legislative Assembly/Azad Jammu and Kashmir Council do hereby second the nomination of _____ whose address is _____ as a candidate for the office of President.

(2) I hereby certify that I have not subscribed to any other nomination paper as proposer or seconder.

Date _____

Signature of Secunder.

DECLARATION BY THE PERSON NOMINATED

I..... Son/daughter/wife of.....
registered as an elector at serial No..... in the
 electoral roll for election to the Assembly or
electoral area/ward in Tehsil
 in..... (District) a certified copy of
 which is enclosed) do hereby solemnly declare that:-

(I) I am a Muslim and believe in the Unity and One-ness of Almighty Allah His angles, the Books of Allah, the Holy Quran being the last of them, His Prophets, the absolute finality of the Prophet hood of Mohammad (peace be upon him), the Day of Judgment, and all the requirements and teachings of the Holy Quran and Sunnah and that I am not the follower and one who claims to be a Prophet in any sense of the word or of any description, whatsoever, after Prophet (peace be upon him) and that I do not recognize such a claimant to be a prophet or a religious reformer nor do I belong to the Qadiani or Lahori Group or call myself as Ahmadi.

(II) I have consented to my nomination and that I am not subject to any disqualification for being, or being elected as President. In particular I solemnly declare that I believe in the Ideology of Pakistan and the Ideology of State's accession to Pakistan.

Date.....

Signature or thumb impression of
the person nominated

(To be filled in by the Returning Officer)

Serial Number of nomination paper -----This
 nomination paper has been delivered to me at my office at -----(hour) on
 -----(Date) by -----being the
 candidate/proposer/seconded.

Date

Returning Officer

Decision of Returning Officer Accepting or Rejecting the Nomination Paper on the Day Fixed for Scrutiny

I have examined this nomination paper in accordance with the provisions of sub-Article (4) of Article 5 of the Interim Constitution, 1974 and decide as follows.....
.....
.....

(In case of rejection, state brief reasons)

Returning Officer

RECEIPT

(To be filled in by the Retuning Officer)

Serial Number of nomination paper _____ The nomination paper of _____ a candidate for election as President was delivered to me at my office at _____ (hours) on _____ (date) by the candidate/proposer/secondar.

All nomination papers will be taken up for scrutiny at _____(hours) on _____ (date) at _____ (place).

Date_____

Retuning Officer

SCHEDULE II

(See rule 113)

THE STATEMENT OF THE COUNT**ELECTION TO THE OFFICE OF PRESIDENT**

S.No.	Name of the contesting candidates	Number of votes polled by each contesting candidate.	Number of challenged votes polled by each contesting candidate.	Total valid votes polled by each contesting candidate Col.(3) & (4)	Remarks
(1)	(2)	(3)	(4)	(5)	(6)

(i) Total number of valid votes polled by the contesting candidates (including challenged votes) _____

(ii) Total number of rejected votes (excluded from the count) _____

(iii) Total number of tendered votes _____

I declare that Mr./Mrs./Miss _____
 Son/wife/daughter of _____ of _____
 _____ (address) has been duly elected.

Place _____

Date _____

Returning Officer

ELECTION COMMISSION OF AZAD JAMMU AND KASHMIR

FORM 1

[See rule-4(14)]

WARRANT OF ARREST

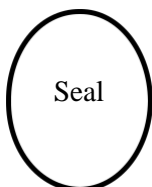
To

.....
(Name and designation of person or persons who is or are to execute the warrant)

Whereas Mr.(name)
son/daughter/wife of.....

r/o..... is charged with contempt of
Commission under Section 10 of the Elections Act, 2020, hence, you are hereby directed to arrest the
said Mr. and produce him before the Commission on
..... (date) on (time) at (place).

Dated this day of 20.....



Signature of the officer

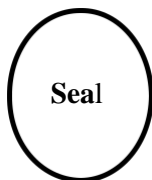
Contact No.

Endorsement:

If the said Mr.

.....shall give bail himself in
the sum of Rupees.....
(Rs.....) with one surety in the sum of Rupees.....
.....(Rs.....) or with two sureties in the sum of
Rupee..... (Rs.....) to
attend before the Commission on the day of....., 20..... and to continue so
to attend unless otherwise directed by the Commission,he may be released.

Dated this day of 20.....



Signature of the Officer

Contact No.

ELECTION COMMISSION OF AZAD JAMMU AND KASHMIR
FORM 2
[See rule 4(14)]

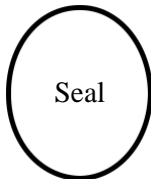
WARRANT OF ARREST IN THE FIRST INSTANCE TO BRING UP A WITNESS

To
(Name and designation of person or persons who is or are to execute the warrant)

Whereas a petition / complaint has been made before the Commission regarding.....
.....(mention facts of petition / complaint concisely), and it appears likely that Mr..... (name and description of witness) can give evidence concerning the said complaint / petition; and whereas the Commission has good and sufficient reason to believe that the said witness will not attend as witness on the hearing of the said petition / complaint unless compelled to do so.

This is to authorize and require you to arrest the said (name) and to bring him on the day of, 20..... before the Commission to be examined touching the facts of the petition / complaint.

Dated this day of 20.....

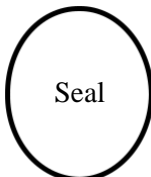


Signature of the officer
Contact No.

Endorsement:

If the said Mr. shall give bail himself in the sum of..... with one surety in the sum of or with two sureties in the sum of to attend before the Commission on the day of, 20..... and to continue so to attend unless otherwise directed by the Commission, he may be released.

Dated this day of 20.....



Signature of the officer
Contact No.

ELECTION COMMISSION OF AZAD JAMMU AND KASHMIR

FORM 3

[See rule 4 (14)]

WARRANT OF COMMITMENT IN OFFENCE OF CONTEMPT OF THE COMMISSION

To

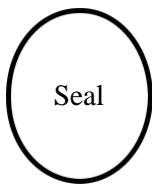
The Superintendent (Keeper of the Jail at)

WHEREAS in proceedings held before the Commission on this day Mr..... (Name & description of the contemnor) has been found guilty of willful contempt of the Commission;

And whereas, for such contempt the said Mr..... (name of offender) has been adjudged by the Commission to undergo sentence of imprisonment (the number of months /days) and also to pay a fine of Rs..... (Rupees.....) or in default of payment of fine to further suffer simple imprisonment for (the number of months or days).

This is to authorize and require you, the Superintendent (Keeper) of the said Jail to receive the said Mr..... (name of contemnor) into your custody together with this warrant and to keep him safely in the said jail for the said period of (term of imprisonment) and forthwith set him at liberty on the expiry of imprisonment and also undergoing sentence in default of payment of fine if not paid, returning this warrant with an endorsement certifying the manner of its execution.

Given under my hand and the seal of the Commission, this day 20.....



Signature of officer
Contact No.

ELECTION COMMISSION OF AZAD JAMMU AND KASHMIR

FORM 4
[See rule 4 (14)]

**WARRANT OF COMMITMENT IN CONTEMPT OF THE COMMISSION WHEN A
FINE IS IMPOSED**

To

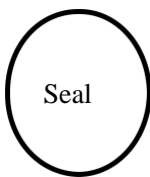
The Superintendent (Keeper of the Jail at

WHEREAS in proceedings held before the Commission on this day Mr..... (Name & description of the contemnor) in presence (or view) of the Commission committed willful contempt;

And whereas, for such contempt the said Mr..... (name of offender) has been adjudged by the Commission to pay a fine of Rs..... (Rupees) or in default of payment of fine suffer simple imprisonment for (number of months or days).

This is to authorize and require you, the Superintendent (Keeper) of the said Jail to receive the said (name of contemnor) into your custody together with this warrant and to keep him safely in the said jail for the said period of (term of imprisonment) unless the said fine be sooner paid; and, on the receipt thereof, forthwith set him at liberty, returning this warrant with an endorsement certifying the manner of its execution.

Given under my hand and the seal of the Commission, this day 20.....



Signature of officer
Contact No.

FORM 5

(See rules 13, 16 & 28)

ELECTORAL ROLL

Name of the Electoral area _____

Name of Patwar Halqa/Tapadar Circle _____

Tehsil / Taluka _____ District _____

Date of publication of draft/final roll _____

S. No.	Name with ID Card No.	Father's/Husband's Name	Profession	Age	Address
1	2	3	4	5	6

Signature of Registration Officer

FORM 6

(See Rule 15)

STATEMENT CONTAINING PARTICULARS OF ELIGIBLE VOTERS

Name and particulars of persons residing in House No. _____

Street / Mohallah _____ City / Town / Village _____

Patwar Halqa / Tapadar Circle _____

Tehsil / Taluka _____ District _____

eligible to be enrolled on the electoral roll of electoral area

S. No.	Name	Father's / Husband's Name	Profession	Age	ID Card No.	Previous Serial No. of voter's list (if any)
1	2	3	4	5	6	7

**In case of State Subjects from occupied areas of Jammu and Kashmir residing in
Pakistan**

Previous address. _____

House No. _____ Ward / Street _____

Mohallah _____ Village _____

Tehsil _____ District _____

Note.- Preliminary and final electoral roll shall be displayed for public inspection at conspicuous places in each electoral area. In order to ensure that your name as well as the names of the members of your family have been entered in the roll, you are advised to inspect the rolls on both occasions. If any name is found to be omitted, or there is any mistake in the draft rolls, please apply to the Registration Officer concerned on the prescribed form, for inclusion of the name or for correction of the mistake, as the case may be. Please also inspect the final list, when published to ensure that all the entries have been correctly recorded therein.

RECEIPT

Received a statement (Form-6) from Mr. / Mrs. / Miss. _____

_____ Son / Wife / Daughter of _____

H. No. _____ Street / Mohallah _____

City / Town / Village _____ Tehsil / Taluka _____

District _____

**SIGNATURE OF ENUMERATOR
NAME AND ADDRESS** _____

Date _____

DECLARATION OF THE HEAD OF HOUSE HOLD

It is certified that the above particulars are correct to the best of my knowledge and belief and that neither I have nor any of the members of my family mentioned above has applied for enrolment in the electoral roll of any other electoral area.

Signature or thumb impression of the Head of the Household or any other member of the family eligible to be enrolled in the electoral roll.

Date _____

- 1. Certified that the above particulars have been obtained after a personal visit to the house.

Signature of Enumerator.

- 2. Certified that the above particulars have been verified after a personal visit to the house and corrections made wherever, necessary.

Signature of Supervisor.

- 3. Certified that the names and particulars of all eligible voters have been entered in the master copy of register of voters.

(Signature of Enumerator)
Name _____
Address _____

(Signature of Supervisor)
Name _____
Address _____

Countersigned

Signature of Assistant Registration Officer
Name _____
Address _____

FORM 7

[See rule 14 (1)]

APPLICATION BY PERSON FOR REGISTRATION IN HIS HOME/ TOWN

I hereby seek under Section 24 of Azad Jammu and Kashmir Elections Act, 2020 enrollment in the electoral roll of _____ (electoral area) in which I would have been resident if I had not been residing in the electoral area other than the electoral area of my home / town for being in service or any other reason. My particulars for registration in the electoral area of my home/town are given below: -

1. Name _____
2. Sex (Male / Female) _____
3. Father's / Husband's name _____
4. Profession with complete Address _____

5. Age on 1st _____
6. Address in the electoral area where registration is sought: -
 - (i) House Number, if any _____
 - (ii) Street / Mohallah _____
 - (iii) City / Town / Village _____
 - (iv) PatwarHalqa / Tapadar Circle _____
 - (v) Post Office _____
 - (vi) Tehsil _____
 - (vii) District _____

I declare and solemnly affirm that: -

- (i) I am a state subject.
- (ii) My wife / Son / Daughter whose particulars are given below and who is / are also state subject ordinarily resides with me and should be registered in the electoral roll of the electoral area mentioned above.
- (iii) Neither I nor any member of my family mentioned below has applied for enrollment in the electoral roll of any electoral area.

S. No.	Name	Sex (Male / Female)	Father's / Husband's Name	Religion	Profession	Age	ID Card. No.
1	2	3	4	5	6	7	8
1.							
2.							
3.							
4.							
5.							

Date _____

Place _____

(For use in the office of Registration Officer)

Statement received on _____ 20_____

Registered in the electoral roll for the electoral area _____

at serial No. _____

Date _____

**Signature of
Registration Officer**

FORM 8
(See rule 18)

PART I. CLAIM FOR INCLUSION OF NAME

1. Name of electoral area _____
2. (i) Name of Claimant _____
(ii) ID-Card No. _____
3. Sex (Male / Female) _____
4. Father's / Husband's Name _____
5. Profession _____
6. Particulars of residence with reference to which entry in electoral roll is claimed: -
 - (i) House No. (if any) _____
 - (ii) Street / Mohallah _____
 - (iii) City / Town / village _____
 - (iv) PatwarHalqa / Tapadar Circle _____
 - (v) Post Office _____
 - (vi) Tehsil / Taluka _____
 - (vii) District _____
7. In case of Jammu and Kashmir state subject residing in Pakistan
Previous Address: -

House No.	_____
Ward / Street	_____
Mohallah	_____
Village	_____
Tehsil	_____
District	_____

8. I hereby state as follows:-

- (i) I am state Subject.
- (ii) My age on the 1st _____ was _____
year and _____ months.
- (iii) I have not been declared to be of unsound mind by a competent Court.
- (iv) I ordinarily reside / own / am in possession of a dwelling house or other immovable property at the address mentioned in paragraph above.
- (v) that my name has not been included in the electoral roll of this or any other electoral area.

OR

That my name has been included in the electoral roll for _____ electoral area and that I have applied for its exclusion there from.

- (vi) I have not applied for the inclusion of my name in the electoral roll of any other electoral area.

9. I request that my name may be registered in the electoral roll for the electoral area mentioned in paragraph I above.

I do hereby further declare and solemnly affirm that the particulars mentioned above are true to the best of my knowledge and belief.

Dated _____

**Signature or thumb impression
of claimant**

Postal Address _____

AUTHORITY

I hereby authorize _____

Son / daughter / wife of _____ to present this claim on my behalf.

Dated _____

**Signature or thumb impression
of claimant**

**Signature or thumb impression of agent.
Postal Address of agent _____**

(To be filled in by the office of the Revising Authority)

Claim No. _____

Filed on _____

Date of hearing _____

Received notice of date of hearing

Date _____

**Signature or thumb impression
of claimant/agent**

Decision of the Revising Authority

**Signature of the
Revising Authority**

**PART II
NOTICE**

(See rule 24)

(To be filled in by the claimant)

To

Name of the claimant _____

Son/wife/daughter of _____

Full address of the claimant _____

(to be filled in by the office of the Revising Authority)

Reference: -

Claim No. _____ of _____

Son/wife/daughter of _____

Resident of _____

for inclusion of his/her name in the electoral roll for _____

electoral area. Take notice that the claim will be heard at _____

_____ (Place)

at _____ on _____

(Time)

(date)

and you are directed to be present at the hearing with such further evidence, if any as you may wish to adduce.

Date _____

Revising Authority

CERTIFICATE OF SERVICE OF NOTICE

(To be filled in by the serving officer unless served by post)

It is certified that the notice on the claimant has been duly served by me this
 _____ day of _____, 20__

on _____ personally.

(name)

Date _____

Place _____

 (Serving Officer)

RECEIPT

Received a claim for inclusion of name (Form 8) from

Mr./Mrs/Miss _____

Son/wife/daughter of _____

House No. _____ Street/ Mohallah _____

City/Town/Village _____ Tehsil / Taluka _____

District _____

**Signature of Revising Authority/
 Registration Officer /
 Asstt. Registration Officer**

Date _____

Name & Address: _____

FORM 9
(See rule 18)

PART 1. OBJECTION TO INCLUSION OF NAME

1. Name of electoral area _____
2. Particulars of entry objected to : -
 - (i) (a) City/Town/Village _____
 - (b) Street/Mohallah _____
 - (c) Serial No. of entry _____
 - (ii) Name of the person objected to _____
 - (iii) Sex (Male/Female) _____
 - (iv) Father's/Husband's name _____
 - (v) Profession _____
 - (vi) Age _____
 - (vii) Address with House No. (if any) _____

3. Particulars of objector: -
 - (i) Name _____
 - (ii) Sex (Male/Female) _____
 - (iii) Father's/Husband's name _____
 - (iv) Profession _____
 - (v) Details of entry relating to objector's name in the electoral roll of:-
 - (a) City/Town/Village _____
 - (b) Street/Mohallah _____
 - (c) Serial No. of entry _____
4. I object to the entry the particulars of which are mentioned in paragraph 2 above on the following grounds: -
 - (a) _____
 - (b) _____
 - (c) _____

DECLARATION

I hereby declare that the particulars mentioned above are true to the best of my knowledge and belief.

Date _____

Signature or thumb impression of
Objector.

Postal Address _____

(to be filled in by the office of the Revising Authority)

Objection No. _____

Filed on _____

Date of hearing _____

Received notice of date of hearing.

Date _____

Signature or thumb impression of
Objector

Decision of the Revising Authority

Signature of the Revising Authority

PART II

NOTICE

(See Rule 24)

(To be filled in by the objector)

To

Name of the Objector _____

Son/wife/daughter of _____

Full address of the objector _____

(To be filled in by the Office of the Revising Authority)

Reference: -

Objection No. _____
 regarding inclusion of the name of _____
 son/wife/daughter of _____
 resident of _____
 in the electoral roll for _____electoral area.
 take notice that objection will be heard at _____

_____ (Place)
 at _____ on _____ and you are directed to be
 (time) (date)
 present at the hearing with such further evidence, if any as you may wish to adduce.

Date _____
 Place _____ (Revising Authority)

CERTIFICATE OF SERVICE OF NOTICE ON OBJECTOR

(To be filled in by the Serving Officer unless served by post)

Certified that the notice on the objector has been duly served by me
 this _____ day of _____ on _____
 personally. _____ (name)

Date _____
 Place _____ Serving Officer

PART III

**NOTICE
 (See rule 24)**

(To be filled in by the objector)

Name of person the entry relating to whose name is objected to _____
 son/wife/daughter of _____
 full address _____

(To be filled in by the Office of Revising Authority)

Reference: -

Objection No. _____
 Name of the Objector _____
 son/wife/daughter of _____
 Full address _____

Take notice that the objection will be heard at _____
 _____ (place)

at _____ on _____ and you are
 (time) (date)

directed to be present at the hearing with such evidence as you may wish to
 adduce. The grounds of objection (in brief) are : -

- (a) _____
- (b) _____
- (c) _____

Place _____
 Date _____ (Revising Authority)

CERTIFICATE OF SERVICE OF NOTICE ON THE OPPOSITE PARTY

(To be filled in by the Serving Officer unless served by post)

Certified that the notice has been duly served by me this _____
day of _____ on _____ personally.
(name)

Place _____

Date _____

Signature of Serving Officer

RECEIPT

Received objection to the inclusion of name (**Form 9**) from
Mr./Mrs./Miss _____ son/wife/daughter
of _____ House No. _____ Street/Mohallah _____
City/Town/Village _____ Tehsil/Taluka _____
District _____

Date _____

**Signature of Revising Authority/
Registration Officer/
Assistant Registration Officer**

Name and Address _____

FORM 10
[See rule 20 (6)]

PART I

**APPLICATION FOR CORRECTION OF PARTICULARS IN AN ENTRY IN THE
ELECTORAL ROLL**

To

The Revising Authority,

I submit that the entry relating to myself which appears at serial No. _____
of the electoral roll of _____ is not correct.
(name of electoral area)

It should be corrected to read as follows: -

Place _____
Date _____

Signature or thumb impression of the
applicant.

(To be filled in by the office of the Revising Authority)

Application No. _____
Filed on. _____
Date of hearing _____

Received notice of date of hearing

Date _____

Signature or thumb impression of the
applicant.

Decision of the Revising Authority

Signature of the Revising Authority.

**PART II
NOTICE**

(To be filled in by the applicant)

To

Name of applicant _____
son/wife/daughter of _____
Full address of the applicant _____

(To be filled in by the office of the Revising Authority)

Reference: -

Application No. _____ of _____
son/wife/daughter of _____
resident of _____
for correction of particulars in an entry in the electoral roll for _____
electoral area.

Take notice that your application for correction of certain particulars in the entry relating to
you shall be heard at _____
(place)

at _____ on _____
(time) (date)

and you are directed to be present at the hearing with such further evidence, if any, as you may wish
to adduce.

Date _____
Place _____ (Revising Authority)

CERTIFICATE OF SERVICE OF NOTICE

(To be filled in by the Serving Officer unless served by post)

Certified that the notice on the applicant has been duly served by me this _____
day of _____ on _____ personally.
(name)

Date _____
Place _____ (Serving Officer)

RECEIPT

Received application for correction of particulars (Form 10) from
Mr./Mrs./Miss. _____ son/wife/daughter
of _____ House No. _____ Street/Mohallah _____
_____ City/Town/Village _____
Tehsil/Taluka _____ District _____

Date _____

**Signature of Revising Authority/
Registration Officer/
Assistant Registration Officer.**

Name and address _____

FORM 11
[See rule 36]
Nomination for election to the Legislative Assembly

(To be filled in by the proposer)

(1) I,..... (Name of the proposer) registered as an elector at Serial No.....in the electoral roll for electoral area/ward** in Tehsil inDistrict do hereby propose the name of whose address is as a candidate for election from.....constituency.

(2) I hereby certify that I have not subscribed to any other nomination paper either as proposer or seconder.

Date

Signature of proposer

(To be filled in by the seconder)

(1) I, (Name of the seconder..... registered as an elector at Serial No. in the electoral roll forelectoral area/ward in Tehsil in..... District Do hereby second the nomination of Tehsil inDistrict..... whose address is as a candidate for election fromconstituency.

(2) I hereby certify that I have not subscribed to any other nomination paper either as proposer or seconder.

Date

Signature of Seconder

(Declaration by the person nominated)

(1) I..... son/daughter/wife of registered as an elector at Serial No. in the electoral roll forelectoral area/ward**in.....Tehsil in District do hereby declare that I have consented to the above nomination and that I am not subject to any disqualification for being, or being elected as a member of the Legislative Assembly and in particular, I solemnly declare that I believe in the Ideology of Pakistan, the Ideology of State’s Accession to Pakistan and the integrity and sovereignty of Pakistan.

(2) I believe in the absolute and unqualified finality of the Prophet hood of Muhammad (PBUH), the last of the Prophets and that I am not the follower of anyone who claims to be a prophet in any sense of the word or of any description whatsoever after Prophet Muhammad (PBUH), and that I do not recognize such a claimant to be prophet or a religious reformer, nor do I belong to the Qadiani group or the Lahori group or call myself an Ahmadi.

[Note: This paragraph is for Muslim candidates only and is not applicable to non-Muslim candidates.]

Dated

Signature or thumb impression of the person nominated.

(To be filled in by the Returning Officer)

Serial Number of nomination paper this nomination paper was delivered to me at my office at (hours) on (date) by being the candidate/Proposer/Secunder.

Date

Returning Officer.

Decision of Returning Officer accepting or rejecting the nomination paper on the day fixed for scrutiny.

I have examined this nomination paper in accordance with the provisions of Azad Jammu and Kashmir Elections Act, 2020 and decide as follows

.....
.....
.....

(In case of rejection, state brief reasons)

Date

Returning Officer.

RECEIPT

(To be filled in by the Returning Officer)

Serial number of nomination paper The nomination paper ofa candidate for election from ** to the Legislative Assembly was delivered to me at my office at (hours) on (date) by the candidate/proposer/seconded.

All nomination papers will be taken up for scrutiny at (hours) on (date)..... at (place).

Date

Returning Officer

Strike off the words not applicable

**In case of West Pakistan, strike the word "Electoral area"

***Here insert the number and name of member of the Constituency
.....

FORM 12**FORM OF DEPOSIT REGISTER FOR AZAD JAMMU AND KASHMIR LEGISLATIVE ASSEMBLY CONSTITUENCY**

[See Rule 37 (1)]

S. No.	Candidate's Name	Serial No. of nominations filed	Amount deposited	Particulars of the Bank of Treasury Receipt, or if received in cash of the receipt issued in Form13	Signature of the Returning Officer	Disposal of the cash deposit (and remarks if any)
1	2	3	4	5	6	7

*Here enter the name and No. of Constituency.

FORM 13
See rule 37 (2)

RECEIPT

Sl.No

.....

Sum received

.....

Deposited by

.....

Sl. No. in the Deposit Register

Candidate's name

Date.....

Signature of
the
Returning Officer

FORM 13
See rule 37 (2)

RECEIPT

Sl. No

.....
..

Received a sum of Rs

.....

Figures

(in words) in cash from

.....

..... a

candidate for election as member of the

Legislative Assembly and entered in the

Deposit Register under Sl. No.

.....

.

dated

Date.....

Signature and seal of
the Returning Officer

FORM 14

[See Rule 39 (1)]

LIST OF VALIDLY NOMINATED CANDIDATES

Election to the Legislative Assembly

From

.....Constituency

S.No.	Name of Candidate	Name of father/ husband	Address of Candidate

Place

Date

Returning Officer.

*Insert the number and name of the constituency.

FORM 15

[See Rule 40 (1)]

LIST OF CONTESTING CANDIDATES

Election to the Legislative Assembly

From Constituency

S.No.	Name of contesting candidates in alphabetical order determined according to Urdu language	Address of the contesting candidates	Symbol allocated

Notice is hereby given that the poll shall be taken between the hours of

..... on (date)

Place

Date

Returning Officer.

*Insert the number and name of the constituency.

FORM 17
[See Rule 44 (1)]
POSTAL BALLOT PAPER

<p>(Number and name of Constituency) Book No. </p>	<p>Serial No. Postal Ballot paper Number and name of Constituency</p>
<p>Serial Number and name of elector on electoral roll</p>	<p style="text-align: center;">Name Symbol</p>
<p>CNIC No. of elector..... Name of electoral area.....</p>	<p style="text-align: center;">Name Symbol</p>
<p style="text-align: center;">Official</p> <p>seal</p>	<p style="text-align: center;">Name Symbol</p>

*Strike off the words Electoral area in case of West Pakistan.

FORM 18

[See Rule 44 (2) (a)]

DECLARATION BY ELECTOR

Election to the Legislative Assembly.

(This side is to be used only when the elector signs the declaration himself).

I hereby declare that I am the elector to whom the postal ballot paper bearing serial Number has been issued at the above election.

Date

Signature of elector.
Address.....

(Attestation of Signature)

The above has been signed in my presence by
(elector) who is personally known to me/ has been identified to my satisfaction by
..... (identifier) who is personally known to me.

Signature of identifier, if any
Address

Date

Signature of Attesting Officer
Designation
Address

(This side is to be used when the elector cannot sign himself).

I hereby declare that I am the elector to whom the postal ballot paper bearing serial number has been issued at the above election.

Date

Signature of Attesting Officer
on behalf of elector.

Designation
Address

CERTIFICATE

I hereby certify that,

1. The above named elector is personally known to me/has been identified to my satisfaction by (identifier) who is personally known to me;
2. I am satisfied that the elector is illiterate/suffers from (infirmity) and is unable to record his vote himself or sign his declaration.
3. I was requested by him to mark the ballot paper and to sign the above declaration; on his behalf; and
4. The ballot paper was marked and the declaration signed by me on his behalf, in his presence and in accordance with his wishes.

Signature of identifier, if any

Address

Signature of Attesting Officer

Designation

Address

Date

***Strike off the words not applicable.**

FORM 19
[See Rule 44 (2) (b)]
COVER

A **NOT TO BE OPENED BEFORE COUNTING**
 ELECTION TO THE LEGISLATIVE ASSEMBLY

Postal Ballot Paper

Serial Number of ballot paper.

FORM 20

[See Rule 44 (2) (c)]

LARGE COVER

B NOT TO BE OPENED BEFORE COUNTING

Number and Name of

Elections IMMEDIATE

Constituency

Postal Ballot Paper.

To

The Returning Officer
.....
.....
.....

Certified that this cover was accepted
for delivery on (date)
(affix postal seal with date).

FORM 21

[See Rule 44 (2) (d)]

**INSTRUCTIONS FOR THE GUIDANCE OF ELECTORS
VOTING BY POSTAL BALLOT.**

The persons whose names are printed on the ballot paper sent herewith are candidates for Constituency mentioned in the ballot paper. If you desire to vote you should record your vote with a pen or pencil by putting a cross mark within the space containing the name and symbol of the contesting candidate for whom you wish to vote. Thereafter, you should follow the instructions detailed below:-

- (a) After you have recorded your vote on the ballot paper, place the ballot paper in the smaller cover marked 'A' sent herewith. Close the cover and secure it by seal or otherwise.
- (b) You have then to sign the declaration in Form 18 also sent herewith, in the presence of a Gazetted Officer or a Commissioned Officer who is competent to attest your signature under rule 45 or rule 46.
- (c) If you are unable to mark the ballot paper and sign the declaration yourself in the manner indicated above by reason of illiteracy, or infirmity, you are entitled to have your vote marked and the declaration signed on your behalf by any officer mentioned in item (b) above. Such an officer will at your request mark the ballot paper in your presence and in accordance with your wishes. He will also complete the necessary certificate in this behalf.
- (d) After your declaration has been signed and your signature has been attested in accordance with item (b) above, put the declaration Form and the smaller cover marked 'A' containing the ballot paper in the larger cover marked 'B'. After closing the larger cover send it to the Returning Officer by post.
- (e) You must ensure that the cover reaches the Returning Officer before the date of the poll.
- (f) Please note that:
 - (i) if you fail to get your declaration attested or certified in the manner indicated above, your ballot paper will be rejected; and
 - (ii) if the cover reaches the Returning Officer after the date of the poll your vote will not be counted.

FORM 22

[See Rule 52 (1)]

TENDERED VOTES LIST

Election to the Legislative Assembly.

From Constituency

Polling Station

Serial No. of tendered ballot	Name of elector	Serial No. of the elector in the electoral roll	Name of the electoral area	Address of the elector	Signature or thumb impression of the person tendering vote

Place

Presiding Officer.....

Date

FORM 23

[See Rule 53 (2)]

CHALLENGED VOTES LIST

Election to the Legislative Assembly

From

.....Constituency

Polling Station

.....

Serial Number of entry	Name of the elector	Name of the electoral area in which the elector is enrolled	Serial No. of elector on the electoral roll	Signature or thumb impression of the person challenged	Address of the person challenged	Name of identifier if any	Name and address of challenger	Order of the Presiding Officer
1	2	3	4	5	6	7	8	9

Certified that a sum of Rs. has been received on account of challenged votes and the amount in question has been deposited with the Returning Officer.

Signature of Presiding Officer.

Place

Date

FORM 24

[See Rule 56]

THE STATEMENT OF THE COUNT

Polling Station

Name and No.

Constituency

Number of votes assigned to the polling station = Male _____ Female _____

Total _____

Serial No.	Name of the contesting candidates	Number of votes polled by each contesting candidates	Number of challenged votes polled by each contesting candidates	Total votes polled by each contesting candidate Col.(3) & (4)	Remarks
1	2	3	4	5	6

(i) Total number of votes polled by the contesting candidates (including challenged votes)

(ii) Total number of doubtful votes excluded from the count (including the doubtful challenged votes).....

(iii) Aggregate of (i) and (ii)

(iv) Number of votes polled: Male Female Total.....

Place.....

Date

Signature of the
Presiding Officer.

FORM 25

[See Rule 58]

BALLOT PAPER ACCOUNT

Election to the Legislative Assembly.

From.....Constituency.

Polling Station.....

- 1. Ballot papers received for use at the
polling station from Serial No. to Total
- 2. Total number of ballot papers taken out of
the ballot box or boxes and counted
- 3. Total number of tendered ballot papers
- 4. Total number of challenged ballot papers
- 5. Total number of ballot papers spoilt and cancelled
- 6. Total number of ballot papers under item
number (2), (3), (4) and (5)
- 7. Number of unissued ballot papers from
Serial number to Total
- 8. Total number of item numbers (6) and (7)

should be equal to the total of item
No. (1)

Signature of the Presiding Officer.

FORM 26
[See Rule 59 (1)]

**CONSOLIDATED STATEMENT OF THE RESULTS OF THE COUNT
FURNISHED BY THE PRESIDING OFFICERS**

In respect of election to the Legislative Assembly.

From Constituency.

Serial No.	Polling Station	Number of valid ballot papers (including challenged Number of tendered Votes votes) cast in favour of						Total per Polling Station		
		A	B	C	D	E	F	Valid	Rejected	
	Total									
1	2	3	4 12	5	6	7	8	9	10	11

Total No. of votes recorded at the polling station.

Total votes recorded on postal ballot for the

constituency.

Grand Total

Place

Date

Returning Officer.

*Write the names of the candidates.

*Strike off the words not applicable.

FORM 27
 [See Rule (60)]
RETURN OF ELECTION

Election to the Legislative Assembly.

From

Serial No.	Name of the contesting candidates	Number of valid votes polled

Total number of valid votes polled

Total number of rejected votes

Total number of tendered votes

I declare that—

Mr./Mrs./Miss son/wife/daughter
 of of(address)
 has been duly elected.

Date

Place

Returning Officer.

FORM 28

[See Rule 62(1)]

RETURN OF ELECTION EXPENSES

Election to the Legislative Assembly.

From Constituency

Name of the candidate Name of the Election agent

Address of the candidate Address of the Election agent

Part A. ACCOUNT OF ELECTION EXPENSES

The date on which expenditure was incurred or authorised	The nature of expenditure	The amount of expenditure			The date of payment	The name and address of the payee	The Serial No. of vouchers in the case of amount paid	The serial No. of bills if any, in the case of amount outstanding	The name & address of the person to whom the amount outstanding is payable
		the amount paid (i)	the amount outstanding (ii)	Total of (i) & (ii)					
1	2	3	4	5	6	7	8	9	10

Part B. ACCOUNT OF PERSONAL EXPENSES OF THE CANDIDATE

The date on which expenditure was incurred	The nature of Expenditure	The amount of expenditure			The date of payment	The name and address of the payee	The serial No. of vouchers in the case of amount paid	The serial No. of bill if any, in the case of amount outstanding	The name & address of the person to whom the amount outstanding is payable
		the amount paid (i)	the amount outstanding (ii)	Total of (i) & (ii)					
a	b	c	d	e	f	g	h	i	j

Part C.- ACCOUNT OF DISPUTED CLAIMS

The date on which the claim is alleged to have arisen	Name and address of the claimant	The nature of the claim	The amount of the claim	Grounds on which the claim is disputed
a	b	c	d	e

FORM 29

[See Rule 63 (i)]

Affidavit to be sworn by a candidate who acts as his own election agent

I, (name) having been a candidate in the election to the Legislative Assembly from constituency make oath and say (declare on solemn affirmation) that:

1. In the aforementioned election, I acted as my own election agent and all expenses incurred, all moneys, securities or things of value receive, all payments made, all claims settled and accounts maintained in the course of or in connection with the election were incurred, received, made, settled and maintained by me or within my knowledge and under my control and direction.

2. All information given and all entries made in the return of election expenses and all vouchers, bills and other documents lodged by me with that return are, within my knowledge and belief, true and genuine.

Signature of the candidate

Sworn/declared on solemn affirmation before me thisday of by who is personally known to me/who has been identified bywho is personally known to me.

Signature.

FORM 30

[See Rule 63 (ii)]

Affidavit to be sworn by a candidate who employs an election agent

I,..... (name) having been a candidate in the election to the Legislative Assembly from constituency make oath and say (declare on solemn affirmation) that:

1. In the aforementioned election, I appointed (name) of address as my election agent and all expenses (except my personal expenses) incurred, all moneys, securities, things of value received, all payments made, all claims settled and all accounts maintained in the course of or in connection with the election were incurred, received and maintained by him or made under his control and direction.

2. The information given in the statement of personal expenses in the return of election expense made by the said election agent has been supplied by me and is within my knowledge and belief true and genuine.

3. All other information in the return of election expenses is to the best of my knowledge and belief, true.

Signature of the candidate

Sworn/declared on solemn affirmation before me

this day of by who is personally known to me/who has been identified by who is personally known to me.

Signature

Strike off the words not applicable.

FORM 31
[See Rule 63 (iii)]

Affidavit to be sworn by an Election agent

I,.....
(name)..... (address) having acted as an
election agent of a candidate at the election to the
Azad Jammu and Kashmir Legislative Assembly from
the..... constituency *make oath and say (declare on solemn
affirmation) that:

1. In the aforementioned election, all expenses (other than the personal expenses of the candidate) incurred, all moneys, securities, and other things of value received, all payments made, all claims settled and all accounts maintained in the course of or in connection with the election were incurred, receive, made, settled and maintained by me or with my knowledge and under my control or direction.
2. The information given and entries made in the statement of personal expenses of the return of election expenses and vouchers, bills and documents pertaining thereto have been supplied to me by the said candidate.
3. All information given, and all entries made by me in the return of election expenses and all vouchers and bills and other documents lodged by me with that return are, within my knowledge and belief, true and genuine.

Signature of Election Agent.

Sworn/declared on solemn affirmation before me this day of
.....bywho is personally known to me/who has
been identified by who is personally known to me.

Signature

*Strike off the words not applicable.

FORM 32

[See Rule (66)]

Notice under Section 102 of the Azad Jammu and Kashmir Elections Act, 2020

Election to the Azad Jammu and Kashmir Legislative Assembly

From Constituency

Before the Election Tribunal(place).

In the matter of Election Petition No..... of 20

..... Petitioner.

Versus

..... Respondent

I, (name) respondent, do hereby give notice under Section 102 of the Azad Jammu and Kashmir Elections Act, 2020, that I do not intend to contest the aforesaid petition.

Place.....

Signature.....

Date

Respondent

*Strike off the words not applicable.

FORM 33

[See rule 68(2)]

RECORD CONTAINING PROCEEDINGS OF CASES UNDER SECTION 30 OF THE ELECTIONS ACT, 2020

Register of Mr. Returning Officer/

Presiding Officer for (No. and name of polling station) of constituency No. (No. and Name of constituency) exercising summary powers of Magistrate of the first class under Section 30 of the AJ&K Elections Act, 2020.

S. No.	Date and Time of Commission of offence	Name of Complainant (if any)	Name of the accused	Father's /husband's name	Address	Nature of offence	Offence Proved	Value of property respecting which offence committed	Statement of complainant and summary of evidence of prosecution	Plea of the accused and his examination if any	Summary of evidence for the defence, if any	The finding and in the case of conviction a brief statement of the reason therefor	Imprisonment or fine imposed or any other order	Date on which the proceedings terminated	Signatures of the officer exercising the powers of the Magistrate of the first class
1	2	3	4	5	6	7	8	9	10	11	12	13	14	15	16

Signature of the officer exercising the powers of the Magistrate of the first class
Name of constituency / polling station.....

Seal

FORM 34

[See rule 68 (3)]

FORM OF PROSECUTION FOR PERSONATION

Whereas Mr. / Miss / Mrs.....s/o, d/o,
w/o.....
bearing national identity card No.....resident of.....
.....(complete address) has
been found guilty of personation:

Now, therefore I,

.....
.....*Returning Officer / Presiding Officer
..... (No. and name of
polling station) for constituency No..... (No. and name of
constituency) do hereby direct that he be arrested and prosecuted for said offence under Section 30 of
the Elections Act, 2020.

Seal

Signature of
the Returning Officer/Presiding Officer
Name of constituency/polling station.....

Place.....

Date.....

*Strike off the words not applicable.

FORM 35
[See rule 68 (4)]

**WARRANT OF COMMITMENT ON A SENTENCE OF IMPRISONMENT PASSED BY A
MAGISTRATE**

To

The Superintendent (or Keeper) of the Jail,

.....

WHEREAS on the.....day.....of.....20.....Mr.....
.....(name of prisoner) s/o, w/o,
d/o..... bearing National Identity Card
No.....resident of.....

.....the prisoner in
case No..... of the calendar year for 20....., was convicted before me
.....(name and official
designation) for the offence of.....
.....(mention the offence or offences concisely)
under section(s)..... of the Elections AJ&K Act, 2020, and was
sentenced.....
.....(state the punishment fully and distinctly).

This is to authorize and require you, the said Superintendent [or Keeper], to receive the said
.....(convict's name) into your custody in the said
Jail, together with this warrant, and to carry the aforesaid sentence into execution according to law.

Given under my hand and my seal, the day of.....20.....

Signature of
the Returning Officer /Presiding Officer
Name of constituency / polling station.....

Seal

FORM 36
[See rule 68(4)]

**WARRANT OF COMMITMENT ON A SENTENCE OF FINE PASSED BY A
MAGISTRATE**

To

The Superintendent (or Keeper) of the Jail,
.....

WHEREAS on the.....day of.....20....., Mr
..... (name of prisoner) s/o, w/o, d/o
.....

Bearing National Identity Card No.....resident of.....
.....the prisoner in
case No..... ..of the calendar year for 20....., was convicted before me
..... (name and official
designation) for the offence of
.....(mention the offence or offences concisely)
under section(s).....of the AJ&K Elections Act, 2020, and was
sentenced to fine.....
.....
.....(state the punishment fully and distinctly).

The convict was sentenced to fine amounting to Rs.....(Rupees
.....) The convict has refused to pay the fine.
He / she is therefore convicted to serve a sentence of.....days / months in default of
payment of fine.

This is to authorize and require you, the said Superintendent (or Keeper) of the said Jail to
receive the said (name of convict) into your custody
together with this warrant and to keep him safely in the said jail for the said period of
..... (term of imprisonment) unless the said fine be sooner paid;
and, on the receipt thereof, forthwith set him at liberty, returning this warrant with an endorsement
certifying the manner of its execution.

Given under my hand and my seal, the day of 20.....

Signature of the Returning Officer / Presiding Officer.....
Name of constituency / Polling Station..... -

Seal

Form 37

[See rule 77 (2)]

**NOMINATION FOR ELECTION TO THE RESERVED SEATS IN THE
LEGISLATIVE ASSEMBLY**
(To be filled in by the proposer)

(1) I, (Name of Proposer)
elected from Constituency No.do hereby propose the
name ofwhose address is
.....as a
candidate for election to the seat reserved for Women/Ulma-e-Deen or Mashaikh/ Jammu and
Kashmir State Subject residing abroad/Technocrats or Other Professionals, in the Assembly.

(2) I hereby certify that I have not subscribed to any other nomination paper for election
to the reserved seats now being held, as proposer or seconder.

Date:.....

Signature of Proposer

(To be filled in by the Seconder)

(1) I, (Name of Seconder)
elected from Constituency No.do hereby second the
nomination ofwhose address is
.....as a
candidate for election to the seat reserved for Women/ Ulma-e-Deen or Mashaikh/Jammu and
Kashmir State Subject residing abroad/Technocrats or Other Professionals, in the Assembly.

(2) I hereby certify that I have not subscribed to any other nomination paper for election
to the reserved seats now being held, as proposer or seconder.

Date:.....

Signature of Seconder

(Declaration by the person nominated)

I,son/daughter/ wife
ofregistered as an elector at
serial No. in the electoral roll for electoral
area/ward in Tehsil in(District)

do hereby declare that I have consented to the above nomination, that I am qualified for being elected to the seat reserved for Women/ Ulma-e-Deen or Mashaikh/Jammu and Kashmir State Subject residing abroad/Technocrats or Other Professionals, and that I am not subject to any disqualification for being or being elected as member of the Legislative Assembly in particular I solemnly declare that I believe in the Ideology of Pakistan, the Ideology of State's Accession to Pakistan.

Date:.....

Signature or thumb impression
of the person nominated

*Strike out which is not applicable

(To be filled in by the Returning Officer)

Serial number of Nomination Paper this nomination paper was delivered to me at my office athours on (date) bybeing the candidate/proposer/seconded.

Date:.....

Returning Officer

Decision of Returning Officer accepting or rejecting the nomination paper on the day fixed for scrutiny

I have examined this nomination paper in accordance with the provisions of the Azad Jammu & Kashmir Elections Act, 2020 and decide as follows.....

.....

Date:.....

Returning Officer

RECEIPT

(To be filled in by the Returning Officer)

Serial number of nomination paper
The nomination paper of a candidate
for election to the *seat reserved for Women/Ulma-e-Deen or Mashaikh/ Jammu and Kashmir
State Subject residing abroad/Technocrats or Other Professionals, in the Assembly was
delivered to me at..... (hours) on (date) by the candidate/proposer/seconded.

All nomination papers will be taken up for scrutiny at
.....hours) on (date).....
at(place).

Date

Returning Officer

*Strike off the words not applicable

FORM 38

[See rule 115 (2)]

LIST OF MEMBERS OF A POLITICAL PARTY**Name of Political Party**

S.No.	Name of party member	National Identity Card No.	Signature	Thumb impression	Remarks
1					
2					
3					
4					
5					
6					
7					
8					
9					
10					
11					

Name, signature and seal of

Party.....

Head.....

.....

Address.....

National Identity Card No.

Contact No.

Date.....

 Note: Attach copies of National Identity Cards of the members mentioned in this form.

FORM 39
[See rule 118 (1)]

CERTIFICATE REGARDING INTRA PARTY ELECTIONS

I
(name) Party Head/authorized office-bearer of..... (name of political party) do hereby certify that intra party elections have been held in accordance with the constitution of the party and the provisions of the Elections Act 2020 and furnish the following information and documents annexed hereto in respect of:

- (i) the date of the last intra party elections;
- (ii) the names, designations and addresses of the party leader and all other office-bearers (along with their attested copies of National Identity Cards) elected at the federal, provincial and local levels, wherever applicable;
- (iii) the election results, including the total number of votes cast and the number of votes secured by each contestant for all of party offices; and
- (iv) (iv) copy of the party’s notifications declaring the results of the election.

2. It is hereby certified that the information furnished along with this certificate is correct and nothing has been concealed therefrom.

Name, signature and seal of

Party Head/authorized office-bearer

.....

Address.....

National Identity Card No. Contact No.

.....

Place.....

Date.....

Form 40

[See Rule 121(2)]

Statement of finance accounts in respect of _____ for the year
20____to_____.

(Name of Political party)

S.No.	Funds/ amount in balance at the commencement of financial years	Source of the amount received since _____	Whether received by cheque or cash or in the shape of moveable or immoveable property.	Manner of disposal of the amount since _____	Name of the banker and Account No.	Remarks
1	2	3	4	5	6	7

In respect of political party in existence at the commencement of the Political Parties (Audit of Accounts) Rules, 2020, the statement submitted for the first time shall show the balance at the commencement of said Rules.

I hereby declare that the above information furnished by me is correct to the best of my knowledge and belief.

Signature of General Secretary/ Secretary

FORM 41

[See rule 119]

**CONSOLIDATED STATEMENT OF ACCOUNTS OF A POLITICAL PARTY
AUDITED BY A CHARTERED ACCOUNTANT**

Name of Political Party _____

Financial year _____

Statement of accounts audited by an officer or authority, authorized by the Commission is attached, showing inter-alia:-

- (1) Income/ receipts during the year with source of funds;
- (2) Total expenses for the year with details of expenditure; and
- (3) Total assets and liabilities at the beginning and end of the financial year.

Name, signature & stamp of
Officer or Authority _____

It is certified that:-

- (i) No funds were received by the party from any source prohibited under the Azad Jammu and Kashmir Elections Act, 2020.
- (ii) The statement of accounts contains an accurate picture of the financial position of the party.
- (iii) The information given above is correct to the best of my knowledge and belief.
- (iv) The above statement is audited by an officer and detailed report thereof is annexed.

Name, Signature and seal on behalf of the party _____

Date: _____

Form 42
(see rule 42)

No	Symbol	S.No.	Symbol	S.No.	Symbol	S.No.	Symbol
1	Aabshar (Water Fall)	2	Aeroplane	3	Air Conditioner	4	Air Cooler
5	Alphabet 'A'	6	Alphabet 'B'	7	Alphabet 'G'	8	Alphabet 'K'
9	Alphabet 'P'	10	Alphabet 'S'	11	Apple	12	Arrow
13	Audio Cassette	14	Axe	15	Baby Cot	16	Badge
17	Balloons	18	Basket	19	Bat	20	Batsman
21	Battery	22	Bear	23	Bed	24	Bee
25	Bell	26	Bench	27	Bicycle	28	Binoculars
29	Black Board	30	Boat	31	Book	32	Bottle
33	Bow	34	Bowl	35	Brick	36	Bridge
37	Brinjal	38	Brush	39	Bucket	40	Bulb
41	Bullock Cart	42	Bunch of Grapes	43	Bus	44	Butterfly
45	Cage	46	Cake	47	Calculator	48	Calendar
49	Camel	50	Candle	51	Cannon	52	Cap
53	Car	54	Carron Board	55	Chair	56	Charpai
57	Chimney	58	Chiragh (Lamp)	59	Chitralli Cap	60	Clock
61	Coat	62	Coconut	63	Coins	64	Comb
65	Combat Aircraft	66	Combat Tank	67	Computer	68	Cooking Pot
69	Corn	70	Cow	71	Crane	72	Crescent
73	Cricket Stumps	74	Crocodile	75	Crown	76	Cup and Saucer
77	Curtain	78	Date Tree	79	Deep Freezer	80	Deer
81	Dhol	82	Diamond	83	Dice	84	Dish Antenna
85	Dolphin	86	Donkey Cart	87	Door	88	Dove
89	Dressing Table	90	Drill Machine	91	Drum	92	Duck
93	Eagle	94	Electric Heater	95	Electric Pole	96	Electric Water Pump
97	Elephant	98	Emergency Light	99	Energy Saver	100	Excavator
101	Fan	102	Feather	103	Fire Engine	104	Fish
105	Fist	106	Flamingo	107	Flower Pot	108	Foot Ball
109	Fork	110	Fort	111	Fountain	112	Frame
113	Fridge	114	Frying Pan	115	Garland	116	Gas Cylinder
117	Gate	118	Gavel	119	Generator	120	Geyser
121	Ghulail	122	Giraffe	123	Goat	124	Gramophone
125	Grate	126	Green Chilli	127	Guitar	128	Gun
129	Hammer	130	Hand Pump	131	Handbag	132	Hanger
133	Harmonium	134	Helicopter	135	Hen	136	Hockey
137	Horse	138	Horse shoe	139	House	140	HudHud
141	Hukkah	142	Human Eye	143	Human Hand	144	Hut
145	Ice Cream	146	Inkpot with Pen	147	Iron	148	Iron Stand
149	Jeep	150	Jharoo	151	Jug	152	Kangaroo
153	Kettle	154	Key	155	Key Chain	156	Key with Lock
157	Khussa	158	King	159	Kite	160	Knife
161	Ladder	162	Lantern	163	Lap Top	164	Leaf
165	Letter Box	166	Lighter	167	Lock	168	Lotus
169	Loudspeaker	170	Lunch Box	171	Magnifying Glass	172	Match Box
173	Medal	174	Mic	175	Minar-e-Pakistan	176	Missile
177	Mobile Charger	178	Mobile Phone	179	Mobile Sim	180	Motor Cycle
181	Mountain	182	Mug	183	Nail Cutter	184	Newspaper
185	Oil Stove	186	Oil Tanker	187	Olympic Torch	188	Onion

189	Orange	190	Ostrich	191	Ox	192	Papaya
193	Parachute	194	Parrot	195	Peacock	196	Pen
197	Pencil	198	Penguin	199	Persian Wheel	200	PholeGobhi
201	Photostat Machine	202	Pickup	203	Pillow	204	Pineapple
205	Pitcher	206	Planner	207	Plough	208	Plug
209	Pomegranate	210	Pressure Cooker	211	Printer	212	Queen
213	Rabab	214	Rabbit	215	Racket	216	Radio
217	Railway Engine	218	Railway Track	219	Revolver	220	Rickshaw
221	Ring	222	Road Roller	223	Roller Coaster	224	Roller of Wood
225	Roots	226	Rope	227	Rose	228	Round Table
229	Saddle	230	Safety Helmet	231	Saw	232	Saxophone
233	Scale	234	School Bag	235	Scissors	236	Scooter
237	Screw	238	Screw Driver	239	Sea Saw	240	Sewing Machine
241	Sharpener	242	Sheep	243	Ship	244	Shoes
245	Shower	246	Shuttle Cock	247	Sickle	248	Sign Board
249	Slate	250	Sofa	251	Spade	252	Sparrow
253	Spectacles	254	Spider	255	Spinning Wheel	256	Spoon
257	Stabilizer	258	Stag	259	Stapler	260	Star
261	Stethoscope	262	Still Camera	263	Street Light	264	Study Table with Chair
265	Suitcase	266	Sun	267	Sun Flower	268	Swallow
269	Swing	270	Switches	271	Sword	272	Table
273	Table Lamp	274	Table Tennis Bat	275	Takhti	276	Tambourine
277	Tandoor	278	Tap	279	Tawa	280	Teapot
281	Telephone	282	Television	283	Tent	284	Thermos
285	Tiger	286	Tonga	287	Tongs	288	Tooth Brush
289	Top	290	Torch	291	Tortoise	292	Tower
293	Tractor	294	Traffic Signal	295	Transformer	296	Tree
297	Tricycle	298	Trolley	299	Trophy	300	Trowel (Krandi)
301	Truck	302	T-Shirt	303	Tulip	304	Tumbler
305	Tunnel	306	Turban	307	TV Trolley	308	Two Swords
309	Typewriter	310	Tyre	311	Umbrella	312	Unity
313	Victory Sign	314	Violin	315	Waist Coat	316	Wall
317	Wash Basin	318	Water Cooler	319	Water Melon	320	Water Tank
321	Water Turbine	322	Well	323	Wheat Bunch	324	Wheel
325	Wheel Barrow	326	Wheel Chair	327	Whistle	328	Wind Mill
329	Window	330	Wrench	331	Wrist Watch		