

THE SUPREME COURT OF PAKISTAN

(Original Jurisdiction)

Present:

Justice Qazi Faez Isa, C.J.

Justice Amin-ud-Din Khan

Justice Athar Minallah

Constitutional Petitions No.32 and 36 of 2023 along with C.M. Appeals No.118 and 119 of 2023 in Const. Petitions No.Nil/2023

(Const. Petitions filed under Article 184(3) of the Constitution of the Islamic Republic of Pakistan, 1973) (CMAs against order of the Registrar of this Court dated 14.09.2023 declaring the titled Const. Petitions as 'not entertainable'.)

*Supreme Court Bar Association
of Pakistan, through its Secretary,
Islamabad and others*

...Petitioners in Const.P.32/2023

Munir Ahmad

...Petitioner in Const.P.36/2023

*Pakistan Tehreek-e-Insaf (PTI),
Islamabad through its Secretary
General and another*

*Ibad-ur-Rehman Lodhi, Advocate
Supreme Court of Pakistan, Former
Judge, Lahore High Court, Lahore*

Versus

*The Federation of Pakistan
and others*

...Respondents in Const.Ps.32 & 36 of 2023

*Election Commission of
Pakistan through Chief
Election Commissioner
Islamabad and others*

....Respondents in C.M. Appeal No.118/2023

The Registrar, Supreme

Court of Pakistan, Islamabad.

....Respondents in C.M. Appeal No.119/2023

For the Petitioners:
(in Const.P.32/23)

Mr. Abid S. Zuberi, ASC. (In Const.P. 32/23)
assisted by Miss Amna Khalili, Adv.
Mr. Muqtadir Akhtar Shabbir, ASC.
Mr. Shakeel ur Rehman, ASC
Ms. Bushra Qamar, ASC.
Mr. Saim Chaudhry, ASC

For applicant:
(in CMA-9298/23):

Mr. Farooq H. Naek, Sr. ASC

For the Petitioner:
(in Const.P.36/23)

Nemo.

For the Appellant
(in CM Appeal 118/23):

Syed Ali Zafar, ASC.

For the Appellant:
(in CM Appeal 119/23):

Mr. Ibad-ur-Rehman Lodhi, ASC.

For ECP: Mr. Sajeel Shehryar Swati, ASC
Mr. Umar Hamid Khan, Secretary, ECP
Mr. Muhammad Arshad, D.G. (LAW), ECP

For the Federation: Mr. Mansoor Usman Awan, Attorney General for
Pakistan
Ch. Aamir Rehman, Addl. AGP

Date of hearing: 02.11.2023

ORDER

Qazi Faez Isa, CJ. Our order dated 23 October 2023 concluded as follows, *'to ascertain when general elections are to be held, issue **notice** to the Election Commission of Pakistan. Notice be also issued to the Federation of Pakistan'*.

2. Today, the Election Commission of Pakistan's ('ECP') counsel states that the process of delimitation is underway, which will conclude on 30 November 2023, and publication of the final result of the delimitation will be by 5 December 2023. Thereafter, the election programme is to be announced in terms of section 57(2) of the Elections Act, 2017, which provides certain timeframes and will conclude on 29 January 2024.

3. ECP's counsel further states that to maximize public participation elections should ideally be held on a Sunday, and the first Sunday after the above timeframe would be 4 February 2024. However, to enable political parties to convey their respective programmes and manifestoes it would be appropriate to hold elections on Sunday, 11 February, 2024.

4. Let the ECP meet with the President of Pakistan today and the date for holding general elections in Pakistan be appointed. In this regard, the Attorney-General for Pakistan will arrange such meeting and shall provide to the President this Court's order of 23 October 2023 and today's order, and be available to render assistance.

5. We expect that the matter of appointing a date for holding general elections shall be settled, and this Court will be informed tomorrow, that is, 3 November 2023.

Chief Justice

Judge

Judge

Islamabad
02.11.2023

M. Azhar Malik/