

In the High Court of Punjab and Haryana at Chandigarh.

**CWP No. 23139 of 2014
Decided on 10.9.2015**

Ramdhan

-- Petitioner

Vs.

Financial Commissioner, Haryana and others

--Respondents

CORAM: HON'BLE MR.JUSTICE RAKESH KUMAR JAIN

Present: Mr. V.S.Rana, Advocate, for the petitioner

Mr. P.P Chahar, D.A..G, Haryana

Mr.Gaurav Khara, Advocate, for respondent No.5.

Rakesh Kumar Jain,J: (Oral)

Admittedly, respondent No.5 was chosen by the Collector as Lambardar and his order has been upheld by the Commissioner, Rohtak Division, Rohtak and the Financial Commissioner, Haryana.

The only argument raised by learned counsel for the petitioner is that at the time of appointment of respondent No.5, he was 58 years of age, whereas the petitioner is young and is of the age of 45 years, therefore, he is more suitable as Lambardar than respondent No.5. In support of his argument, he has placed reliance upon a Division Bench judgment of this Court rendered in the case of **Gian Singh Vs. Financial Commissioner, Punjab**, 2009 (1) All India Land Laws Reporter 547, decided on

07.1.2009.

I have heard learned counsel for the parties and after examining the record, am of the considered opinion that choice of the Collector cannot be interfered with unless and until there is perversity in it and I have found no perversity in it. Insofar as the judgment in the case of **Gian Singh** (Supra) is concerned, in that case, Lambardar was failing in his health and was of the age of 67 years.

In view of the above, I do not find any merit in this petition and the same is hereby dismissed.

10.9.2015
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(Rakesh Kumar Jain)
Judge