

In the High Court of Punjab and Haryana at Chandigarh

C.W.P. No. 472 of 2016
Date of Decision: May 18, 2016

Daulat Ram

... Petitioner

Versus

State of Haryana and others

... Respondents

**CORAM: HON'BLE MR. JUSTICE PARAMJEET SINGH
DHALIWAL**

Present: Mr. Sunil Saharan, Advocate,
for the petitioner.

Paramjeet Singh Dhaliwal, J. (Oral)

Instant writ petition has been filed under Articles 226/227 of the Constitution of India for issuance of a writ in the nature of certiorari quashing order dated 22.02.2013 (Annexure P/3) passed by respondent no.2 – Commissioner, Hisar Division, Hisar and order dated 02.04.2014 (Annexure P/4) passed by the Financial Commissioner Haryana.

Brief facts of the case are that on account of death of Ganga Ram, previous Lambardar of Village Bhuna, Tehsil Rania, District Sirsa, one Manphool son of Sh. Birbal was appointed as Lambardar of the village by the District Collector, Sirsa vide order dated 01.01.2002. On account of illegal possession over the panchayat land, services of Manphool were terminated by the District Collector vide order dated 19.09.2006 (Annexure P/1). Thereafter, post of lambardar remained vacant. Ultimately, vide order dated 22.02.2013 (Annexure P/3), the Commissioner remanded the case to the District Collector with directions to get effected a fresh proclamation to fill up the vacant post of Lambardar after inviting applications from the

interested persons. Against that order, the petitioner preferred a revision petition before the Financial Commissioner. The Financial Commissioner vide order dated 02.04.2014 (Annexure P/4) dismissed the revision petition. Hence, this writ petition.

I have heard learned counsel for the petitioner and perused the record.

The net result of the orders passed by the authorities is that fresh applications will be invited to fill up the vacant post of Lambardar in the village. In case, fresh proceedings are initiated for appointment of Lambardar, no prejudice will be caused to the petitioner.

In view of above, I do not find any illegality or perversity in the impugned orders.

Dismissed. However, petitioner will be at liberty to apply for the post of Lambardar.

May 18, 2016
vkd

[Paramjeet Singh Dhaliwal]
Judge