

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

LPA No. 959 of 2016 (O&M) in
CWP No. 17172 of 2014
Date of decision: 2.6.2016

Rajiv Sharma

.. Appellant

v.

State of Punjab and others

.. Respondents

CORAM: HON'BLE MR. JUSTICE RAJESH BINDAL
HON'BLE MR. JUSTICE HARINDER SINGH SIDHU

Present: Mr. Kanwaljit Singh, Senior Advocate with
Ms. Jaswinder Kaur, Advocate for the appellant.

...

Rajesh Bindal J.

Finding that the appellant had produced a tampered certificate before the learned Single Judge, the writ petition was dismissed with costs of ₹ 1,00,000/-. The order has been impugned by filing the present intra-court appeal.

The factum of production of tampered certificate is sought to be explained by the appellant by raising the plea that it may be some bonafide error. Such a plea cannot be accepted. The learned Single Judge has considered the entire issue threadbare vis-a-vis the conduct of the appellant. The tampering in the certificate was to the extent that in the certificate produced by the appellant, the disability was assessed at 40%, whereas in the certificate issued by the authorities, it was mentioned less than 40%.

Considering the aforesaid aspect, we do not find any reason to interfere with the impugned judgment of the learned Single Judge. At this stage, learned counsel for the appellant prayed for reduction in costs imposed by the learned Single Judge. Taking a compassionate view, as the appellant is differently abled, but still majesty of the court is required to be maintained, we deem it appropriate to reduce the costs from ₹ 1,00,000/- to

₹ 50,000/-.

While concurring with the view expressed by the learned Single Judge, the present appeal is dismissed with slight modification in the costs imposed by the learned Single Judge from ₹ 1,00,000/- to ₹ 50,000/-. Rest of the directions shall remain the same.

(Rajesh Bindal)
Judge

(Harinder Singh Sidhu)
Judge

2.6.2016
mk