

IN THE HIGH COURT FOR THE STATES OF PUNJAB AND
HARYANA AT CHANDIGARH

CWP No.29008 of 2017
Date of Decision: 19.12.2017

Gurbax Singh

. . . . Petitioner

Vs.

State of Punjab and others

. . . .Respondents

CORAM: - HON'BLE MR. JUSTICE RAKESH KUMAR JAIN

Present: Mr.Vikas Bali, Advocate,
for the petitioner.

RAKESH KUMAR JAIN, J. (ORAL)

The petitioner has challenged the order dated 29.3.2017 whereby the Collector has declined to issue Sanad of lambardari to him.

Learned counsel for the petitioner has submitted that the petitioner was appointed as Lambardar by the Collector vide his order dated 4.8.2014. However, before the sanad could have been issued to him, respondent No.5 had filed appeal before the Commissioner, Jalandhar Division, Jalandhar, which was allowed on 21.3.2016 and the order of the Collector was set aside. Aggrieved against the said order, the petitioner had filed appeal before the Financial Commissioner, which is pending, in which the following order was passed on 26.4.2016: -

“Preliminary arguments heard, record of lower Courts may be called for. Collector is directed not to execute the orders (Sanad). Case is adjourned for 12.7.2016 for further proceedings.”

In view thereof, the District Collector, Jalandhar has refused to issue sanad of Lambardari to the petitioner.

Learned counsel for the petitioner submits that the order dated 26.4.2016 was meant for respondent No.5 and not for the petitioner that is why the petitioner filed the application before the Commissioner for seeking clarification but the plain reading of order dated 26.4.2016 shows that the direction was issued to the Collector not to execute the orders (sanad).

With these observations, the present petition is hereby disposed of.

19.12.2017

Vivek

(RAKESH KUMAR JAIN)
JUDGE

Whether speaking/reasoned

Yes/No

Whether reportable

Yes/No