

IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH

CWP No.7790 of 2017
Date of decision:19.04.2017

Harjinder Kaur

... Petitioner

Vs.

State of Punjab and others

... Respondents

CORAM: HON'BLE MR. JUSTICE AMIT RAWAL

Present:- Mr. Saurabh Kaushik, Advocate
for the petitioner.

AMIT RAWAL J. (Oral)

The petitioner is aggrieved of the impugned orders dated 14.06.2013, 04.03.2014 and 07.01.2015, whereby, respondent No.4 – Sewak Singh, has been appointed as Nambardar.

Mr.Saurabh Kaushik, learned counsel for the petitioner submits that though father-in-law of the petitioner was Nambardar, yet weightage should have been given to her as she is more conversant with the work of Nambardar. Her age is more than other candidates due to which she is more experienced than respondent No.4. The post was reserved for SC category and the Sub Divisional Magistrate recommended her name to be appointed as Nambardar. All these factors have not been taken into consideration by the authorities below, thus, the impugned orders are not sustainable in the eye of law and liable to be set aside.

I have heard learned counsel for the petitioner, appraised the paper book and of the view that it is settled law that recommendation of the

Collector is the final and cannot be tinkered with until and unless there is gross illegality and perversity. No such ground has been taken. The recommendation of the Collector would be final. The District Collector has taken into consideration the fact that Sewak Singh was having good code and conduct in village. He had also given 7 fans to village as donation and he is well educated youngster. All these factors weighed in the mind of the authorities below and in my view, this was the best decision which cannot be said to be devoid of merit and fallen within the scope of judicial review.

In view of the aforementioned, the writ petition is dismissed.

(AMIT RAWAL)
JUDGE

April 19, 2017
savita

Whether Speaking/Reasoned

Yes/No

Whether Reportable

Yes/No