

**IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH**

LPA No.1657 of 2016 (O&M)

Date of Decision : 22.08.2017

Mohinder Singh

....Appellant

Versus

Harjinder Singh and others

....Respondents

CORAM : HON'BLE MR.JUSTICE MAHESH GROVER
HON'BLE MR.JUSTICE RAJ SHEKHAR ATTRI

Present: Mr.Vikram Anand, Advocate
for the appellant.

...

MAHESH GROVER, J. (Oral)

CM-3387-LPA-2016

Marginal delay of 12 days in filing the appeal is
condoned.

C.M.stands allowed.

LPA No.1657 of 2016

This appeal is directed against the judgment of the
learned Single Judge dated 14.07.2016 affirming the choice of
the Collector in appointing respondent No.1 as a Lambardar.

Before us the solitary argument raised is that the
selected candidate was involved in a criminal offence at some
point of time which was dealt with by the Collector by observing
that the matter was amicably compromised between the parties
resulting in compounding the offence and closure of the

proceedings which thus would not stand in the way of respondent No.1.

Learned counsel for the appellant contends that it is not a case of acquittal and therefore, the factum of the involvement of respondent No.1 in a criminal case should have been sufficient to oust him from the process of selection.

We are unable to accept the argument advanced by the counsel for the appellant. The nature of the case in which respondent No.1 was involved did not reflect on his credibility as a person of social standing and in any eventuality the dispute between the two parties was amicably resolved and thus cannot be construed to be a disqualification for consideration in the process of appointment as a Lambardar. That apart, the choice of the Collector should not ordinarily be interfered unless there is some gross perversity, and finding none the learned Single Judge has discarded the plea of the appellant and we have no hesitation in holding the view of the learned Single Judge.

Appeal dismissed.

(MAHESH GROVER)
JUDGE

22.08.2017
dss

(RAJ SHEKHAR ATTRI)
JUDGE

Whether speaking/reasoned	Yes/No
Whether reportable	Yes/No