

IN THE HIGH COURT OF PUNJAB & HARYANA AT CHANDIGARH

Sr. No.113

CWP-773-2020 (O&M)
Date of decision : 3.3.2020

Ibrahim

..... Petitioner

VERSUS

State of Haryana and others

..... Respondents

CORAM: HON'BLE MR. JUSTICE SUDHIR MITTAL

Present: Mr. M.D Khan, Advocate, for the petitioner.

SUDHIR MITTAL, J. (Oral)

The petitioner was appointed as Lamberdar by the learned Collector. However, appeal filed by respondent No.4 was accepted and matter was remanded to the Collector for a fresh decision, in accordance with law. The petitioner challenged this order before the learned Financial Commissioner but without success. Hence, the present writ petition.

Learned counsel for the petitioner has argued that the choice of the Collector should be respected unless there is some perversity therein. The petitioner is a known-social worker and keeping in view his merits, the Collector appointed him as Lamberdar. Thus, the learned Commissioner was in error in allowing the appeal of respondent No.4. The Financial Commissioner has failed to take into consideration the illegality committed by the learned Commissioner.

The contention of learned counsel for the petitioner cannot be accepted. The learned Financial Commissioner has found that on the date of appointment of the petitioner, he was defaulter of a cooperative bank and

was also a convict. Thus, the order of the Collector appointing the petitioner as Lamberdar was flawed and deserved to be set aside.

The writ petition is without merit and is dismissed.

(SUDHIR MITTAL)
JUDGE

3.3.2020
Ramandeep Singh
Whether speaking / reasoned
Whether Reportable

Yes / No
Yes/ No