

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

Sr. No.126

**Civil Writ Petition No.23666 of 2021
Date of Decision : November 23, 2021**

Om Parkash

...Petitioner

Versus

State of Haryana and others

...Respondents

CORAM: HON'BLE MR. JUSTICE SUDHIR MITTAL

Present: Mr. Aman Pal, Advocate, for the petitioner.

SUDHIR MITTAL, J. (ORAL)

The private respondent has been appointed as Lambardar by the Collector but the said order was set aside by the Commissioner in appeal filed by the petitioner. The matter was remanded to the Collector for a fresh decision. The order of the Commissioner has been set aside in a revision filed by the private respondent and the order passed by the Collector has been upheld.

The Commissioner had set aside the order of the Collector on the ground that certified copies of the documents submitted by the candidates were not available on record. Accordingly, the Collector was directed to obtain certified copies before deciding the case.

This order has been set aside by the Financial Commissioner by holding that there was no requirement of examination of certified copies.

Learned counsel for the petitioner has argued that the order of the Financial Commissioner is not sustainable in law because it has resulted in revival of the order of the Collector who had not examined the comparative merits of the parties.

A pointed question was put to the counsel regarding his apprehension that a document submitted by respondent No.6 before the Collector was a false document. In response, he submits that there is no such allegation.

In view of the above, the order of the Financial Commissioner cannot be faulted. It is settled law that choice of the Collector has to be respected unless the same is shown to be perverse. No perversity has been pointed out and thus, the writ petition has no merit. It is accordingly dismissed.

November 23, 2021

Ankur

**(SUDHIR MITTAL)
JUDGE**

Whether speaking/reasoned

Yes/No

Whether Reportable

Yes/No