

CWP No. 2931 of 2022

Date of Decision: 21.02.2022

Jasmail Singh

....Petitioner

VS

Financial Commissioner and others

....Respondents

CORAM: HON'BLE MR. JUSTICE SUDHIR MITTAL

Present:- Mr. G.L. Bajaj, Advocate  
for the petitioner

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SUDHIR MITTAL, J. (Oral)

The petitioner was appointed as Lambardar by the Collector. His appointment was, however, set aside by the Commissioner in an appeal filed by respondent No. 4. The matter was remanded to the Collector for fresh decision. Aggrieved by this order, the petitioner preferred an appeal before the Financial Commissioner which has been dismissed and respondent No. 4 has been appointed as the Lambardar.

Learned counsel for the petitioner has argued that in an appeal filed by the petitioner, respondent No. 4 could not have been granted the relief of appointment as Lambardar. Thus, the impugned order is unsustainable in law.

Notice of motion.

Ms. Ambika Bedi, AAG Punjab accepts notice on behalf of respondents No. 1 to 3 and waives service.

Mr. C.S. Jattana, Advocate, who is on caveat accepts notice on behalf of respondent No. 4 and waives service.

Learned counsel for respondent No. 4 concedes the legal argument raised by counsel for the petitioner.

Accordingly, the writ petition is allowed and order of the Financial Commissioner dated 13.12.2021, so far as it pertains to appointment of respondent No. 4 as the Lambardar is set aside. The Collector may proceed further in the matter of appointment of Lambardar in accordance with law.

21.02.2022  
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( SUDHIR MITTAL )  
JUDGE

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|---------------------------|--------|
| Whether speaking/reasoned | Yes/No |
| Whether Reportable :      | Yes/No |