

CWP-15157-2022

Date of Decision: 18.07.2022

Jagtar Singh

....Petitioner

VS

State of Punjab and others

....Respondents

CORAM: HON'BLE MR. JUSTICE SUDHIR MITTAL

Present:- Mr. Suvir Sidhu, Advocate for the petitioner

SUDHIR MITTAL, J. (Oral)

The petitioner was appointed as Lambardar by the Collector. Appeal against the order of appointment failed, but, the revision has succeeded. The Financial Commissioner has held that the Collector was in error in appointing the petitioner as Lambardar since there was a criminal case pending against him.

Learned counsel for the petitioner submits that FIR No. 42 was registered against the petitioner as far back as on 02.04.2011. Cancellation report dated 20.04.2019 was submitted by the police which was, however, rejected by the trial Court. Against the order of the trial Court a revision was filed and the revisional Court remanded the matter for a fresh decision. The fresh decision is yet to be taken. This fact may be kept in mind by the Collector while deciding the case post remand.

It goes without saying that all facts as they exist must be taken into consideration while passing a fresh order.

The writ petition is, accordingly, disposed of.

18.07.2022

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(SUDHIR MITTAL)
JUDGE

Whether speaking/reasoned

Yes/No

Whether Reportable :

Yes/No