

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

Sr. No.108

**Civil Writ Petition No.26302 of 2021
Date of Decision : February 01, 2022**

Pawan Kumar

...Petitioner

Versus

State of Haryana and others

...Respondents

CORAM: HON'BLE MR. JUSTICE SUDHIR MITTAL

Present: Mr. Babbar Bhan, Advocate, for the petitioner.

Mr. Kulwant Singh Dhanora, Advocate
for Caveator-respondent No.4.

SUDHIR MITTAL, J. (ORAL)

The petitioner is aggrieved because the revision of the private respondent challenging the order of the Commissioner has been allowed.

The Collector had appointed the private respondent as Lambardar which order was reversed by the Commissioner in an appeal filed by the petitioner. The Commissioner re-examined the comparative merits of the parties and appointed the petitioner as Lambardar.

Vide the impugned order, the learned Financial Commissioner has held that the Appellate Court was not entitled to re-examine the merits of the candidates unless and until the order of the Collector was found to be perverse. No perversity has been pointed out and thus, the Appellate order deserved to be set aside.

Having perused the record of this case, I concur with the decision of the learned Financial Commissioner. It is settled that the Collector's order has to be respected in cases of appointment of Lambardar

unless and until the same is shown to be perverse. A perusal of the order of the Collector does not reveal any perversity and thus, the order of the Financial Commissioner deserves to be upheld.

The writ petition has no merit and is dismissed.

February 01, 2022
Ankur

(SUDHIR MITTAL)
JUDGE

Whether speaking/reasoned	Yes/No
Whether Reportable	Yes/No