

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

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LPA-246-2024 (O&M)

Date of decision: 03.04.2024

SUNEEL KUMAR

Appellant

VERSUS

STATE OF HARYANA AND OTHERS

...Respondents

CORAM : HON'BLE MR. JUSTICE DEEPAK SIBAL
HON'BLE MR. JUSTICE DEEPAK MANCHANDA

Present: Mr. S.S. Grewal, Advocate and
Mr. Lakhan Paul Garg, Advocate for
Mr. Jagjit Singh Gill, Advocate
for the appellant.

DEEPAK SIBAL, J.(ORAL)

(1) The present intra Court appeal is directed against the judgment dated 20.11.2023 passed by a learned Single Judge of this Court dismissing the appellant's petition filed by him seeking therein setting aside of the order dated 28.05.2019 passed by the Collector, Sirsa appointing respondent No.4 as Lambardar of village Rattakhera, Tehsil Ellenabad, District Sirsa as also the order dated 03.08.2023 passed by Financial Commissioner, Haryana upholding the aforesaid order of the Collector.

(2) After hearing the learned counsel for the appellant and going through the record of the case as also the impugned judgment, we find that the learned Single Judge has dismissed the appellant's petition after noticing that the Collector, Sirsa had ordered respondent No.4's appointment as Lambardar after having carefully examined the rival merits of respondent No.4 and the appellant as also because in the order of the Collector, which

had also been upheld by the Financial Commissioner no irregularity, perversity or patent error had been shown.

(3) In the facts of the present case, we find the afore findings returned by the learned Single Judge to be just and reasonable. Therefore, in the light of the law laid down by this Court in *Sukhjinder Pal Singh Vs. State of Punjab and others, 2016 (3) R.C.R. (Civil) 725* wherein it has been held that the appointment of the Lambardar is primarily the prerogative and administrative act of the District Collector as also that the selection made by the Collector is normally not be interfered with unless the same is shown to be suffering from gross irregularity, perversity or some patent error, we do not intend to interfere with the impugned judgment.

(4) Dismissed.

(5) All pending miscellaneous application(s) also stand disposed of.

(DEEPAK SIBAL)
JUDGE

(DEEPAK MANCHANDA)
JUDGE

April 03, 2024
Nisha Yadav

Whether reasoned/speaking?	Yes/No
Whether reportable?	Yes/No