

2025:PHHC:117611



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

CWP-17573-2025

Date of Decision: 27.08.2025

Dalwar Singh Batth

..... Petitioner

Versus

Financial Commissioner (Appeals), Punjab and others

..... Respondents

CORAM: HON'BLE MR. JUSTICE HARSH BUNGER

Present: Mr. Vikas Mehsempuri, Advocate
for the petitioner.

HARSH BUNGER J. (ORAL)

Petition herein is, *inter alia*, for issuance of a writ in the nature of Certiorari for setting aside order dated 03.04.2025 (Annexure P-9) passed by the learned Financial Commissioner (Appeals), Punjab, whereby the appointment of petitioner as Lambardar of Village Chananwal, Tehsil and District Barnala, has been set aside and the matter has been remanded to the learned Collector, Barnala, for a fresh decision.

2. Learned counsel for the petitioner, at the outset, submits that he restricts his prayer to a direction to respondent No.3 – Collector, Barnala, for deciding the remanded case in a time bound manner. He further submits that till the time the matter is decided by the learned Collector, the petitioner may be permitted to discharge the functions of Lambardar.

3. At this stage, Mr. Nirmaljit Singh Diwana, Senior Deputy

Advocate General, Punjab appears on behalf of the respondent-State, in pursuance of the advance copy of the paper book having already been supplied to him, and raises no objection to the aforesaid course of action being adopted.

4. Keeping in view the aforesaid submissions made by learned counsel for the petitioner as well as learned State counsel, the present writ petition is disposed of with a direction to the learned Collector, Barnala, to decide the remanded case by way of passing a speaking order within a period of four months from today, after affording due opportunity of hearing to all concerned parties. It is further directed that until the remanded case is finally decided by the learned Collector, Barnala, the petitioner shall continue to discharge the functions of Lambardar of Village Chananwal, Tehsil and District Barnala.

5. It is made clear that the learned Collector, Barnala, shall decide the remanded case strictly on its own merits, without being influenced either by any observation made in this order or by the fact that the petitioner has been permitted by this Court to discharge the functions of Lambardar.

6. All pending application(s), if any, shall also stand closed.

27.08.2025
Apurva

(HARSH BUNGER)
JUDGE

1. Whether speaking/reasoned : Yes/No
2. Whether reportable : Yes/No