

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

206 (2)

2025:PHHC:149016-DB



Date of decision: 30th October 2025

(1) LPA No. 76 of 2017 (O&M)

Balwant Singh

..Appellant

Versus

Financial Commissioner Revenue Punjab, Chd. and others

..Respondents

(2) LPA No.127 of 2017 (O&M)

Gurudwara/Dharamshala Parbandhak Committee Jatike

..Appellant

Versus

Financial Commissioner Revenue Punjab, Chd. and others

..Respondents

CORAM: HON'BLE MR. JUSTICE HARSIMRAN SINGH SETHI

HON'BLE MR. JUSTICE VIKAS SURI

**Present: Mr. Akshit Pathania, Advocate for the appellant
(LPA-76-2017).**

Mr. Divanshu Jain, Advocate with
Mr. Abhinav Goel, Advocate
for the appellant (LPA-127-2017).

Mr. Rahul Rampal, Addl. AG Punjab.

Mr. Kulbhushan Sharma, Advocate for
respondent No.4 in both appeals.

HARSIMRAN SINGH SETHI, J(Oral)

1. In the present appeal, challenge is to the order dated 21.09.2016 passed in CWP No.26168 of 2013 by learned Single Judge.

2. Learned counsel for the appellant agreed that the selection and consequent appointment of respondent as Mohtmim can be challenged before the Special Civil Court-cum-Tribunal and the appellant therefore, seeks liberty to challenge the selection as well as the consequent appointment of the respondent No.4 as Mohtmim, by availing the said remedy in accordance with law.

3. No objection has been raised to the aforesaid proposal by learned counsel for respondent No.4.

4. Consequently, as prayed for, the present appeals are hereby disposed of with the observation that the appellant shall be at liberty to challenge the selection and appointment of respondent before the Special Civil Court-cum-Tribunal, in accordance with law. Such challenge shall be decided in terms of the order of the Division Bench in LPA No. 541 of 1994 decided on 10.04.2015. The findings recorded by the learned Single Judge, challenged in the present appeal qua the validity or otherwise of the appointment of respondent No.1, shall not prejudice the authorities concerned and the matter shall be adjudicated, strictly in accordance with law keeping in view the objection raised by the respondent, who has been appointed as Mohtmim.

5. Pending application(s), if any, stands disposed of.

6. Photocopy of this order be placed on the file of another connected case.

(HARSIMRAN SINGH SETHI)
JUDGE

30th October 2025

reema

(VIKAS SURI)
JUDGE

Whether speaking/reasoned : *Yes*
Whether reportable : *No*