



CWP-16425-2025(O&M)

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

117**CWP-16425-2025(O&M)****Date of Decision:-08.04.2026****Satnam Singh.**

.....Petitioner.

Vs.

Financial Commissioner, Punjab & others.

.....Respondents.

CORAM:- HON'BLE MR. JUSTICE HARSH BUNGER

Present:- Mr. Randeep Singh Waraich, Advocate for the
applicant/Petitioner.

HARSH BUNGER, J. (ORAL)**CM-4914-CWP-2026**

1. The present application has been filed under Section 151 of the Code of Civil Procedure seeking restoration of the main case (*CWP-16425-2025*), which was dismissed for non-prosecution vide order dated 26.02.2026.

2. Notice of the application.

3. Mr. Nirmaljit Singh Diwana, Senior Deputy Advocate General, Punjab, who is present in Court, accepts notice on behalf of

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the non-applicants/respondents-State and raises no objection in case prayer made in the instant application is accepted.

4. Keeping in view the reasons mentioned in the application and having no objection from learned counsel for the non-applicants/respondents-State, the present application is allowed and the main case (*CWP-16425-2025*) is restored to its original number and status and is taken up for hearing today itself.

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1. The instant writ petition has been filed under Articles 226/227 of the Constitution of India for issuance of writ in the nature of Certiorari for setting aside order dated 16.12.2020 (Annexure P-1) passed by the learned Collector, Fatehgarh Sahib, order dated 15.07.2021 (Annexure P-2) passed by the learned Divisional Commissioner, Patiala and order dated 07.11.2024 (Annexure P-3) passed by the learned Financial Commissioner, Punjab.

2. Briefly on demise of Sh. Devinder Singh, previous Lambardar (general category) of village Chehlan, Tehsil Amloh, District Fatehgarh Sahib, proceedings were initiated for filling up the said vacancy wherein the present petitioner-Satnam Singh and respondent no.6-Bhupinder Singh were also the candidates.

2.1 Learned Assistant Collector Ist Grade as well as learned Assistant Collector 2nd grade recommended the candidature of Respondent no.6 (Bhupinder Singh) for appointment to the aforesaid vacancy and placed the matter before the learned Collector.



2.2. Upon considering the merits of the candidates, learned Collector found the respondent no.6-Bhupinder Singh as a suitable candidate and accordingly appointed him as Lambardar of village Chehlan, Tehsil Amloh, District Fatehgarh Sahib vide order dated 16.12.2020 (Annexure P-1).

2.3. Aggrieved against the aforesaid Collector's Order dated 16.12.2020 (Annexure P-1), petitioner preferred an appeal before the learned Divisional Commissioner, Patiala Division, Patiala which came to be dismissed vide order dated 15.07.2021 (Annexure P-2).

2.4. Still aggrieved the petitioner preferred a revision petition bearing ROR No.681-2021 before the learned Financial Commissioner, Punjab, which has also been dismissed vide order dated 07.11.2024 (Annexure P-3).

3. In the aforementioned circumstances the present writ petition has been filed before this court for seeking relief/(s) as noted hereinabove.

4. Heard.

5. Learned Counsel for the petitioner has primarily raised only one grievance, that respondent no.6 is not the resident of village Chehlan, Tehsil Amloh, District Fatehgarh Sahib and, therefore, has been wrongly appointed as Lambardar of village Chehlan, Tehsil Amloh, District Fatehgarh Sahib. During the course of hearing of this petition, learned Counsel for the petitioner was asked to point out from any material/evidence indicating that the respondent no.6 is not a



resident of the village Chehlan, Tehsil Amloh, District Fatehgarh Sahib. In response to the aforesaid query learned Counsel for the petitioner has referred to Annexure P-10 which is stated to document/writing executed by certain residents of the village.

6. I have gone through the aforesaid document/writing (Annexure P-10), the relevant extract of which reads as under:-

“ We all are the residents of village Chehlan, Tehsil Amloh, District Fatehgarh Sahib. After the death of the Lambardar of our village Sh. Devinder Singh on 28.01.2019, the Deputy Commissioner, Fatehgarh Sahib on 10.09.2020 has appointed Sh. Bhupinder Singh son of Sh. Maghar Singh as new Lambardar of our village. But Sh. Bhupinder Singh son of Maghar Singh lives in the dera outside the village and thus the village residents especially women and children and aged persons face lot of difficulties in going to his dera during odd hours for getting the signatures of the Lambardar on important documents or for other works.”

7. A perusal of the aforesaid extracted writing does not show that respondent no.6 is not the resident of the village. Rather it only reflects that respondent no.6 is residing in a ‘dera’ which is usually outside the abadi area of village. Even otherwise, the said writing is stated to be executed on 10.07.2021 whereas the respondent no.6 had already been appointed as Lambardar by learned Collector vide order dated 16.12.2020 (Annexure P-1).

8. Be that as it may, since the writing Annexure P-10 does not



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show that the respondent no.6 is not a resident of the village Chehlan, Tehsil Amlloh, District Fatehgarh Sahib and no further document/material has been shown to indicate that the respondent no.6 is residing elsewhere, accordingly, the plea raised by the petitioner is hereby rejected.

8.1. That apart, I have gone through the orders passed by the learned Collector as well as the Appellate Authority and Revisional Authority and I find no illegality or perversity therein.

9. No other argument was raised.

10. Considering the totality of circumstances, I see no compelling reason which may warrant interference by this Court in the present proceedings. Resultantly, the present writ petition fails and the same is accordingly dismissed.

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

(HARSH BUNGER)
JUDGE

April 08, 2026
Vinay

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