

IN THE PUNJAB & HARYANA HIGH COURT AT CHANDIGARH

**L.P.A. No.909 of 2009(O&M)
Date of decision : 08.05.2013**

Rajinder Singh

... Appellant

Versus

Financial Commissioner, Haryana and others

... Respondents

***CORAM: HON'BLE MR. JUSTICE RAJIVE BHALLA
HON'BLE MRS. JUSTICE REKHA MITTAL***

Present: Mr.V.D.Sharma, Advocate,
for the appellant.

RAJIVE BHALLA, J.(ORAL)

Counsel for the appellant submits that the impugned order dismissing the writ petition, affirming the order of remand passed by the Collector is factually and legally incorrect. Counsel for the appellant further submits that the appellant, faced trial in two criminal cases and not in three cases, as held by the learned Single Judge. The appellant has been acquitted in all these cases and appeal filed by the State in one of the cases has been dismissed. The mere fact that a candidate faced a criminal trial is not sufficient to hold that he is disqualified from being appointed as a Lambardar.

We have heard learned counsel for the appellant and as the matter has been remanded to the Collector for considering the matter afresh, including the criminal cases, that were not considered by the Collector while appointing him, we find no error

of jurisdiction or of law whether in the impugned orders, or the orders passed by the Financial Commissioner remitting the matter to the Collector.

We, therefore, find no reason to entertain the appeal. Accordingly, the appeal is dismissed.

(RAJIVE BHALLA)
JUDGE

(REKHA MITTAL)
JUDGE

May 08, 2013.
Davinder Kumar