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IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CWP-14405-2015

Date of decision : 12.10.2017

Court on its own motion

... Petitioner(s)

Versus

State of Punjab and others

... Respondent(s)

**CORAM: HON'BLE MR. JUSTICE AJAY KUMAR MITTAL
HON'BLE MR. JUSTICE AMIT RAWAL**

Present: Mr. Shireesh Gupta, Sr. DAG, Punjab.

AJAY KUMAR MITTAL, J. (ORAL)

A communication dated 17.06.2015 has been received from K.S. Nagra, Rights Activist, 111, Rail Vihar, P.O. Choggitte, Jalandhar, addressed to the Registrar of this Court, for taking *suo motu* notice of news item regarding "Ludhiana ammonia kills five: 17 of 180 hospitalised critical".

2. The said communication was treated as Public Interest Litigation. The same was numbered as CWP No.14405 of 2015 and notice was issued to the State of Punjab, Department of Health, Punjab and the Deputy Commissioner, Ludhiana.

3. The status report dated 09.02.2016 by way of affidavit of Ravi Bhagat, Deputy Commissioner, Ludhiana on behalf of State of Punjab/respondent(s) had been filed, wherein *inter alia*, it has been stated as under:-

"6. That the compensation was awarded by the State Government to the families of the Victims of the incident

and free treatment was provided to the injured.

7. That regarding the incident the FIR No.88 dated 13.06.2015 U/s 304 IPC was lodged with Police Station Doraha. After completion of the investigation challan was presented in the Court and the same is pending in the Court of SDJM Payal.

8. That after the incident XENs were directed to inspect all the flyovers in or around the Ludhiana City. The iron barricades was fixed near the place of occurrence so as to avoid the entry of over loaded vehicles with height beyond the permissible limits to avoid any future tragedy. Even an attempt was made to dig the earth underneath the flyover but that was not possible because the site is in the close vicinity of the main canal of the State.

9. That the meetings were organized by the Predecessor at different times with different officers for discussions on the matter of after effects of Ammonia gas and precautions. For the precautions and general awareness during leakage of Ammonia gas the pamphlets were got published and circulated amongst the general public and in schools and the private hospitals have been requested to use their ambulances in case of any such eventuality. The matter was even discussed with the District Disaster Management and the District Administration at its own level made special measures to avoid any such future tragedy."

4.

In view of the aforementioned stand taken by the State of

Punjab, no further action is called for and the present writ petition stands disposed of, accordingly.

(AJAY KUMAR MITTAL)
JUDGE

12.10.2017
Yogesh Sharma

(AMIT RAWAL)
JUDGE

Whether speaking/reasoned **Yes/ No**

Whether Reportable **Yes/ No**