

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

CWP No.9298 of 2017

Date of Decision:12.07.2017

Superintending Engineer and another

... Petitioners

 $V_S.$

Aggya Wanti

... Respondent

CORAM : HON'BLE MR. JUSTICE P.B. BAJANTHRI

Present : Ms. Indu Bala, Advocate for
Mr. Aditya Jain, Advocate for the petitioners.

P.B. BAJANTHRI J. (Oral)

Petitioners have questioned the validity of award dated 26.5.2016 (Annexure P-1) passed by the Industrial Tribunal, Gurdaspur.

Deceased employee who was working with the petitioners died on 21.06.1991 due to electrocution. Even though such accident took place while he was not on duty, still the legal representatives of the deceased employee are entitled to claim made by them in the application to the extent award is passed. Respondent had sought for four claims namely Ex-gratia grant (Rs.50,000/-), Insurance Scheme (Rs.1,00,000/-), Leave Encashment (Rs.80,000/-) and Arrears of time bound scheme after counting the work charge service rendered by the deceased employee etc. (Rs.50,000/-).

Industrial Tribunal has awarded a sum of Rs.1,00,000/-
alongwith interest @ 7% per annum from the date of filing of the
application till actual realization.

The petitioners have not made out a case so as to interfere with the award dated 26.5.2016 passed by the Industrial Tribunal. Even if deceased employee is not an employee of the petitioners still Legal

representative of the deceased employee are entitled for damages due to electrocution. Thus, no infirmity has been pointed out from the award dated 26.5.2016 passed by the Industrial Tribunal.

Accordingly, petition stands dismissed.

12.07.2017
rajeev

(P.B. Bajanthri)
Judge

Whether speaking/reasoned Yes/No

Whether reportable Yes/No