

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

COCP No.620 of 2018

Date of Decision:-12.03.2018

Manphool Singh.

.....Petitioner.

Versus

Mukesh Gupta.

.....Respondents.

CORAM:- HON'BLE MR. JUSTICE JASWANT SINGH

Present:- Mr. M.S. Tewatia, Advocate for the Petitioner.

JASWANT SINGH, J.(ORAL)

Petitioner while working as Assistant Lineman through an outsource agency had received injuries on account of an accident on 01.03.2013 allegedly due to the negligence of the officers of the Electricity Department. This Court vide order dated 09.01.2017 passed in cWP No.27273 of 2016 had directed the competent authority to pass a speaking order on the claims unfolded in the legal notice dated 3.08.2016.

To elicit the factual position Mr. P.S. Chauhan, Panel Advocate for DHBVNL was directed to verify the facts. He points out that the petitioner was a outsourced employee and all the admissible dues under the Employees State Insurance Corporation Act have since been released. As regards the claim for reinstatement, the petitioner had compromised with the outsourcing agency in the reference before the Labour Court. He further

petitioner is not entitled to the benefit of compensation under the Policy framed in the year 2017. He however, concedes that a speaking order has not yet been passed in the compliance of the order dated 09.01.2017.

Counsel for the parties are agreed that the present contempt be disposed of with the direction to the Superintending Engineer to pass a speaking order on or before 30.04.2018.

Disposed of in the above terms.

In case speaking order is not passed the Superintending Engineer concerned shall be personally liable to pay costs of Rs.50,000/- to the petitioner by way of demand draft for non compliance of the present directions.

(JASWANT SINGH)
JUDGE

March 12, 2018
Vinay

<i>Whether speaking/reasoned</i>	<i>Yes/No</i>
<i>Whether Reportable</i>	<i>Yes/No</i>