

(105)

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

LPA No.1378 of 2017 (O&M)
in CWP No.4891 of 2017
Date of decision: 20.02.2018

Arti and others

..... Appellants

Versus

State of Haryana and others

.... Respondents

CORAM: HON'BLE MR. JUSTICE RAJESH BINDAL.
HON'BLE MR. JUSTICE B.S. WALIA.

Present: Mr. Narender Pal Bhardwaj, Advocate for the appellants.

Rajesh Bindal, J.

Order passed by the learned Single Judge dated 10.03.2017 dismissing the writ petition has been impugned in the present intra-court appeal.

Claim made by the appellants in the writ petition was that Manoj Kumar, husband of appellant No.1 died while working in the fields and therefore, his family is entitled to compensation in terms of 'Mukhya Mantri Kishan Evam Khetihar Mazdoor Jiwan Suraksha Yojna, 2013'. The said claim was rejected by the Haryana State Agricultural Marketing Board. It has been noticed in the impugned order by the learned Single Judge that on enquiry by the Haryana State Agricultural Marketing Board it was found that in fact the deceased Manoj Kumar was working as a tailor. Even before the learned Single Judge, sufficient material was not produced to establish that he was working in the fields as labourer. As there were certain disputed

questions of fact, writ petition was dismissed giving liberty to the appellants to avail of their appropriate alternative remedy.

For the reasons mentioned above, we do not find any error in the order passed by the learned Single Judge. Hence, the present appeal is dismissed. Consequently, the application seeking condonation of delay in filing the appeal is also dismissed.

(Rajesh Bindal)
Judge

(B.S. Walia)
Judge

20.02.2018
amit

- 1. Whether speaking/reasoned : Yes/No.
- 2. Whether reportable : Yes/No.