

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

CWP No.3082 of 2019
Date of decision:-04.02.2019

Smt. Shobha and others

.....Petitioner

versus

State of Haryana and others

.....Respondents

CORAM:- HON'BLE MR. JUSTICE TEJINDER SINGH DHINDSA

Present:- Mr. Ram Darshan Yadav, Advocate for the petitioners.

TEJINDER SINGH DHINDSA, J.(ORAL)

Petitioners have filed the instant petition seeking a mandamus for directing the respondents authorities to pay to them a compensation amount of rupees twenty lakhs on account of death of Manoj allegedly involving a stray animal (Neelgai).

Pleadings on record would indicate that a DDR had been got registered on 02.11.2017 on the statement of brother-in-law of the deceased Manoj as regards the deceased going on a motorcycle near the canal of the village and having been struck by a Neelgai on 02.10.2017. Manoj stated to have died on account of injuries sustained, on 09.10.2017 while under treatment.

The DDR as also the postmortem report placed on record are not conclusive as regards involvement of a stray animal and which led to the accident.

The petition raises question of fact and determination of which would require evidence to be led.

In view of the above, the instant petition is disposed of by

granting liberty to the petitioners to avail of the civil remedies in accordance with law.

Disposed of.

(TEJINDER SINGH DHINDSA)
JUDGE

04.02.2019

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Whether speaking/reasoned : Yes/No

Whether reportable : Yes/No