

S.No.103

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

CWP No.6552 of 2020 (O&M)

Date of Decision:18.12.2020

Master Priyansh Verma and others

.....Petitioners

Vs.

State of Haryana and others

.....Respondents

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IN VIRTUAL COURT

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CORAM:- HON'BLE MR. JUSTICE RAJBIR SEHRAWAT

Present:- Mr. Shivam Grover, Advocate for the petitioners.

Rajbir Sehrawat, J.(Oral)

This is a petition filed under Article 226/227 of the Constitution of India praying for issuance of a writ in the nature of certiorari quashing the Annexure P.7 whereby the respondent No.5 has refused to grant the claimed amount to the petitioners on account of electrocution death of Ms. Ruby.

A bare perusal of the paper book shows that challenge in the present petition is to a reply given by the respondents through their advocate. The petitioners have not come up even with any formal order passed by the respondents; vide which the claim of the petitioners might have been rejected. Otherwise also, the issue involves disputed question of facts qua the circumstance in which the accident happened, qua the entitlement of the petitioners and the liability of the respondents, as well as the assessment and the calculations for the purpose of determination of the amount of compensation, if any. This can be appropriately done only through the process in which the parties are free to lead the evidence and contest the claim of each other. Hence, this Court does not deem it

appropriate to interfere in the writ petition. Accordingly, the present petition is dismissed.

However, the petitioners would be at liberty to approach the Civil Court for the same cause of action, in accordance with law, if so deemed appropriate by them.

December 18, 2020
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(RAJBIR SEHRAWAT)
JUDGE

Whether Speaking/reasoned	Yes/No
Whether Reportable	Yes/No