

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CWP No.7381 of 2021
Date of decision: 01.04.2021

Smt. Pushpa Rani and others

...Petitioners

Versus

State of Haryana and others

...Respondents

CORAM: HON'BLE MR. JUSTICE HARSIMRAN SINGH SETHI

Present: Mr. Sandeep Kotla, Advocate for the petitioners.

Mr. Harish Kumar Nain, AAG, Haryana.

Harsimran Singh Sethi, J. (Oral)

In the present writ petition, the grievance which is being raised by the petitioners is that the husband of the petitioner No.1 unfortunately died in an accident involving a stray cattle and, therefore, keeping in view the negligence on the part of the Municipal authority of the concerned area, the petitioners are entitled to be compensated for the loss, which they have suffered due to the said negligence. The reliance is being placed on Haryana Municipal (Registration and Proper Control of Stray Animals) Bye-laws 2006 to contend that the maintenance and the control of the stray animals is the duty of the Municipal Council concerned and as the Municipal Council concerned has failed to perform the said duty, due to which the petitioners have suffered and, therefore, they are entitled for compensation for the loss.

Learned counsel for the petitioners submits that for the relief,

which is being claimed in the present writ petition, the petitioners have

already submitted a representation dated 16.12.2020 (Annexure P/3), which is still pending consideration with the respondents and the petitioners will be satisfied, at this stage, in case a time bound direction is issued to the respondent No.4 to decide the said legal notice.

Notice of motion.

Mr. Harish Kumar Nain, AAG, Haryana, accepts notice on behalf of respondent-State and raises no objection in deciding the representation dated 16.12.2020 (Annexure P/3) submitted by the petitioners in a time bound manner.

In view of the above, without expressing any opinion on the merits of the case or the claim being made by the petitioners, the respondent No.4 is directed to decide representation dated 16.12.2020 (Annexure P/3), submitted by the petitioners by passing a speaking order within a period of three months from the date of receipt of a copy of this order.

Present writ petition stands disposed of.

April 01, 2021
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(HARSIMRAN SINGH SETHI)
JUDGE

Whether speaking/reasoned : Yes/No
Whether reportable : Yes/No