

IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

CWP-13089-2021

Date of Decision: July 19, 2021

SUNITA DEVI AND ANOTHER

..... PETITIONER(s)

Versus

STATE OF HARYANA AND OTHERS

..... RESPONDENT(s)

CORAM:- HON'BLE MRS.JUSTICE LISA GILL

Present: Mr. J.S. Chahal, Advocate
for the petitioners.

Mr. Sharan Sethi, Addl. A.G., Haryana.

LISA GILL, J.

This matter is being taken up for hearing through video conferencing due to the outbreak of pandemic, COVID-19.

Petitioners seek compensation from the respondents on account of unnatural death of their son. It is stated that petitioners' son died due to a motor vehicle accident as the motorcycle on which he was travelling, struck against a eucalyptus tree, which was lying fallen on ground, after being uprooted.

Learned counsel for the petitioners submits that the tree had not been removed and was left lying on the road in a negligent manner. FIR No.173 dated 17.11.2020 (Annexure P5) in respect to the death of petitioners' son is stated to be registered. Learned counsel refers to the post-mortem report of deceased, attached as Annexure P3, to state that petitioner's son died due to injuries suffered by him in the said accident.

Learned counsel for the petitioners submits that despite submitting legal notice dated 11.01.2021 (Annexure P-11), respondent-authorities are not taking any action on the petitioners' claim.

At this stage, learned counsel for the petitioners restricts the prayer for a decision on legal notice dated 11.01.2021 (Annexure P-11), in a time bound manner.

Notice of motion.

Mr. Sharan Sethi, Addl. A.G., Haryana, accepts notice on behalf of all the respondents. Advance copy of the writ petition stands served. Learned counsel for the State does not raise any serious objection to the limited prayer addressed.

Keeping in view the facts and circumstances of this case, but without any expression of opinion on the merits of the matter, this petition is disposed of with a direction to the competent authority to consider and decide legal notice dated 11.01.2021 (Annexure P-11), within a period of three months from receipt of certified copy of this order.

Petition is disposed of accordingly.

19.07.2021

Sunil

**(LISA GILL)
JUDGE**

Whether speaking/reasoned: Yes/No

Whether reportable: Yes/No