

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

314/3

**CWP-1542-2022 (O&M).
Date of Decision: 23.09.2022.**

Panmeshri Devi and others

...Petitioners

Versus

State of Haryana and others

...Respondents

CORAM: HON'BLE MR. JUSTICE VINOD S. BHARDWAJ

Present: Mr. Divyam Singh, Advocate for the petitioners.

Mr. Baldev Raj Mahajan, Sr. Advocate, with
Ms. Nikita Goel, Advocate, for the respondents.

VINOD S. BHARDWAJ. J.

The present writ petition has been filed under Articles 226/227 of the Constitution of India, 1950 seeking issuance of a writ in the nature of mandamus directing the official respondents to pay the compensation to the petitioners on account of death of Balwinder Singh due to electrocution who was the son of petitioner No.1 and husband of petitioner No.2. Petitioner Nos.3 and 4 are the daughters of deceased Balwinder Singh.

Learned counsel appearing on behalf of the petitioners contends that the deceased Balwinder Singh was going on his

motorcycle with his friend on 14.07.2021 to Hisar from Barwala Bus Stand. At round 12:50 P.M. it started raining all of a sudden whereupon Balwinder Singh and his friend parked the motorcycle near the observation home/room to take shelter. At the time, his friend Virender was parking motorcycle, the deceased Balwinder Singh entered into the electricity room, the doors of which were open, and he died of electrocution at the said room. Information in this regard was duly submitted to the concerned Police Station and the post-mortem was conducted on 14.07.2021. It is further contended that the petitioners would be entitled to compensation on account of death of Balwinder Singh that occurred as a result of negligent maintenance of the electric services by the respondent Authorities.

Learned Senior counsel appearing on behalf of respondents contends that the incident is dated 14.07.2021 and that the policy dated 15.07.2019 notified by the respondents - UHBVNL relating to compensation to the victims for fatal/non-fatal accidents was then in force and that in the event of the petitioners submitting their claim before the competent authority as per the policy, the same shall be considered and an expeditious decision in terms of the above policy shall be taken thereupon.

The aforesaid contention/offer is accepted by the counsel for the petitioners without prejudice to their rights.

The present petition is thus disposed of with the consent of the respective parties and without prejudice to their respective rights and without commenting on the merits of their respective claims granting

liberty to the petitioner to approach the respondent authorities for seeking disbursement of compensation in terms of applicable policy.

Needless to mention that in the event of filing of such claim/representation by the petitioner before the competent authority as per the policy, the same shall be decided expeditiously by the competent authority preferably within a period of 04 months from the date of filing of the such claim/representation, after granting an opportunity of hearing to the respective parties.

Accordingly, the present petition is disposed of.

September 23, 2022
raj arora

(VINOD S. BHARDWAJ)
JUDGE

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