

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

265

CWP-2553-2021

Date of decision: 01.12.2022

SHAKUNTLA AND ANOTHER

.....Petitioners

VERSUS

STATE OF HARYANA AND OTHERS

.....Respondents

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

Present:- Ms. Ruchita Garg, Advocate
for the petitioners.

Mr. Vivek Chauhan, Addl. A.G. Haryana
for respondent No.1.

Mr. Samuel Gill, Advocate for
Mr. R.D. Bawa, Advocate
for respondents No.2 & 3/DHVNL.

VINOD S. BHARDWAJ, J. (Oral)

The instant petition has been filed under Article 226/227 of the Constitution of India, 1950 for seeking issuance of directions to the respondents in the nature of Mandamus for grant of compensation of Rs. 50 lacs on account of death of Kamal Khandelwal, son of the petitioner, due to electrocution.

Learned counsel appearing on behalf of the petitioners contends that on 21.04.2020 the deceased Kamal Khandelwal was watering the plants in the adjoining fields at around 9:00 A.M. when a high tension cable wire which passed above the fields broke and fell

upon Kamal Khandelwal who was working thereon due to which he got electrocuted and thereafter he was taken to Civil Hospital, Narnaul where he was declared brought dead. The postmortem of the dead body was conducted and it was specifically found that Kamal had died on account of electrocution.

Learned counsel appearing on behalf of respondents No.2 and 3 contends that the incident is dated 21.04.2020 and that the policy dated 15.07.2019 notified by the DHBVNL 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 his 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 petitioners 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.

(VINOD S. BHARDWAJ)
JUDGE

DECEMBER 01, 2022

Vishal sharma

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