

IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH

379

CWP-7630-2022(O&M)
Date of decision:15.09.2022

ROSHNI DEVI AND OTHERS

....Petitioners

Versus

STATE OF HARYANA AND OTHERS

...Respondents

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

Present : Mr. A.K. Sharma, Advocate for
Mr. R.D. Yadav, Advocate
for the petitioners.

Mr. Pankaj Mulwani, DAG, Haryana.

Mr. R.D. Bawa, Advocate
for respondents No.2 to 5.

VINOD S. BHARDWAJ. J. (ORAL)

The instant petition has been filed under Articles 226/227 of the Constitution of India for seeking issuance of appropriate writ, order or direction in the nature of mandamus for disbursement of compensation to the petitioners on account of death of Surender Kumar due to electrocution.

Learned counsel for the petitioners contends that deceased Surender Kumar had gone to fields to irrigate his land on 09.12.2020.

When he was changing the line of the fountain irrigation system, it touched

the electric wire that was running low and very close to the land. Decedent Surender Kumar thus suffered injuries as a result of electrocution, whereupon, he was taken to the hospital. He was declared dead and his death is stated to be on account of electrocution. DDR No.02 dated 10.11.2020 was also registered at Police Imloa, District Charkhi Dadri.

Learned counsel appearing on behalf of respondents No.2 to 5 contends that the incident is dated 09.11.2020 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 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 petitioners 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

15.09.2022
Amandeep

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