

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

407

CWP-8336-2022

Date of decision: 15.09.2022

BHARAT AHIRWAR AND ORS

.....Petitioners

VERSUS

DAKSHIN HARYANA BIJLI VITRA NIGAM LIMITED AND ANR

.....Respondents

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

Present:- Mr. Sunil Kumar Tandon, Advocate
for the petitioners.

Mr. R.D. Bawa, Advocate with
Mr. Samuel Gill, Advocate and
Mr. Dipanshu Kapur, Advocate
for the respondents.

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 Sandhya-wife of the petitioner No.1 died as a result of electrocution.

Learned counsel appearing on behalf of the petitioners contends that deceased Sandhya was working as a labourer. On 21.07.2021, the petitioners and deceased Sandhya were doing the work of plastering in the house of one Ashok Kumar Son of Bhavanar Singh.

One 11000 KV high tension wire was hanging very closely on the roof

of the house. When the deceased went to the roof and came into contact with the high tension line, she sustained injuries due to the strong electric current. A FIR No. 266 dated 22.07.2021 was registered at Police Station Bilaspur, District Gurugram.

Learned counsel appearing on behalf of respondents contends that the incident is dated 21.07.2021 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 petitioner 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 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

SEPTEMBER 15, 2022

Vishal sharma

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