

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

384

**CWP-10390-2022(O&M)
Date of decision:15.09.2022**

KAMLESH

....Petitioner

Versus

STATE OF HARYANA AND OTHERS

...Respondents

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

Present : Mr. Lovepreet Singh Sidhu, Advocate for
Mr. S.N. Sharma, Advocate
for the petitioner.

Mr. Pankaj Mulwani, DAG, Haryana.

Mr. B.R. Mahajan, Sr. Advocate with
Ms. Nikita Goyal, Advocate
for the 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 petitioner on account of death of Gurjeet (son of petitioner) due to electrocution.

Learned counsel for the petitioner contends that Gurjeet (son of petitioner) was the only bread earner of the family and only son of his parents. He was working as a labourer at Defence Colony, Ambala, District Ambala. On the fateful day he was doing his duty of roofing the bricks on the asking of his contractor Sonu, when he accidentally came in contact with the high voltage transmission lines. As a result of the aforesaid, Gurjeet Singh suffered fatal injuries.

Learned counsel appearing on behalf of respondents No.2 to 5 contends that the incident is dated 19.01.2022 and that the policy dated 08.07.2019 notified by the UHBVNL relating to compensation to the victims for fatal/non-fatal accidents was then in force and that in the event of the petitioner submitting his 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 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.

(VINOD S. BHARDWAJ)
JUDGE

15.09.2022
Amandeep

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