

**IN THE PUNJAB AND HARYANA HIGH COURT AT
CHANDIGARH**

388

CWP-11949-2022
Date of Decision: 15.09.2022

SHANTI DEVI AND OTHERS

... Petitioners

Versus

DAKSHIN HARYANA BIJLI VITRAN NIGAM LTD. 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. 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 the India for issuance of a writ in the nature of Mandamus directing the respondents to pay the compensation to the tune of Rs.50,00,000/- on account of death of Satinder Shah, husband of petitioner No.1 who died due to electrocution.

Learned counsel for the petitioners contends that on 29.08.2021, the husband of the petitioner No.1 alongwith his companion Madan Singh was opening the lintel of the roof, when the husband of the petitioner No.1 was pulled by a low hanging 11 KV electric wire. As a result of the electrocution, the husband of the petitioner No.1 lost his life. An FIR No.305 dated 29.08.2021 was registered under Section 304-A of the IPC at Police Station Faridabad.

Learned counsel appearing on behalf of respondents contends that the incident is dated 29.08.2021 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 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 such claim/representation, after granting an effective opportunity of hearing to the respective parties.

Accordingly, the present petition stands disposed of.

15.09.2022
Rajender

(VINOD S. BHARDWAJ)
JUDGE

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