

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

391

CWP-12407-2022
Date of Decision: 15.09.2022

YASH PAL

... Petitioner

Versus

UTTAR HARYANA BIJLI VITRAN NIGAM LTD. & 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 Chandar Kanta, mother of the petitioner who died due to electrocution.

Learned counsel for the petitioner contends that on 06.08.2021 at about 4 O'clock, the deceased mother of the petitioner was walking on the roof of her house. A very low overhead electric line of 33 KV attracted/pulled the deceased, as a result of which, she was electrocuted and lost her life. A DDR No.30 dated 06.08.2021 was also registered at Police Station Mahesh Nagar, District Ambala.

Learned counsel appearing on behalf of respondents contends that the incident is dated 06.08.2021 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 such claim/representation, after granting an effective opportunity of hearing to the respective parties.

Accordingly, the present petition stands disposed of.

15.09.2022
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(VINOD S. BHARDWAJ)
JUDGE

Whether speaking/reasoned : Yes/No

Whether reportable : Yes/No