

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

108+ 312

**CWP-13585-2020 (O&M)
Date of decision: 15.09.2022**

RANI DEVI AND ORS

.....Petitioners

VERSUS

UTTAR HARYANA BIJLI VITRAN NIGAM LTD. AND ORS

.....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)

CM-4589-CWP-2022

The instant application has been filed under Section 151 of the Code of Civil Procedure, 1908 for placing on record the replication to the reply dated 09.01.2021 filed by the respondents.

Application is allowed as prayed for and replication to the reply dated 09.01.2021 is taken on record.

CWP-13585-2020

The instant petition has been filed under Article 226/227 of the Constitution of India, 1950 for seeking issuance of writ in the nature of Mandamus for compensation on account of death of Ramesh Kumar-husband of petitioner No.1 on account of electrocution.

Learned counsel appearing on behalf of the petitioners contends that the husband of the petitioner No.1 had died on account of

electrocution on 10.03.2020 when he along with one Satish Kumar were cutting grass on the backside of King Palace. An iron ladder was lying in the middle of the grass and when they tried to move it from one side to the another, the 11000 Watts electricity transmission line that was lying at a low height collided with the ladder causing electrocution. The husband of the petitioner died on the spot.

Learned counsel appearing on behalf of respondents contends that the incident is dated 10.03.2020 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 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 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 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

SEPTEMBER 15, 2022

Vishal sharma

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