

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

213

CWP-24534-2018

Date of decision: 16.09.2022

MOHD.SADIQ

.....Petitioner

VERSUS

PUNJAB STATE POWER CORPORATION LTD. PATIALA & ORS

.....Respondents

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

Present:- Mr. Puneet Pali, Advocate
for the petitioner.

Ms. Niharika Sharma, AAG, Punjab
for respondents No.3.

Mr. Sunpreet Singh, Advocate for
Mr. Sehajbir Singh, Advocate
for respondents No.1, 2 & 4.

VINOD S. BHARDWAJ, J. (Oral)

The present writ petition had been instituted for issuance of a writ in the nature of Mandamus for seeking disbursement of compensation on account of electrocution of 11 buffaloes of the petitioner in light of recommendation dated 13.04.2018 (Annexure P-6) by the office of Deputy Commissioner, Hoshiarpur to the Deputy Chief Engineer Operation, Halqa Powercom, Hoshiarpur.

Learned counsel appearing on behalf of respondent-PSPCL has drawn attention of this Court to the policy/regulations of the erstwhile Punjab State Electricity Board (PSEB), delegation of powers in cases relating to compensation owing to electrocution of cattle and has determined the maximum compensation per cattle @ 5,000/-. It is stated in the aforesaid regulations that on account of death of 11 buffaloes, cheque bearing No. 683382 dated 16.05.2019 for the amount

of Rs. 55,000/- (Rs.5,000x11) has already been issued in favour of the petitioner. Copy of the said cheque had been appended alongwith as Annexure R-1/6.

Learned counsel appearing on behalf of the petitioner however points out that the said cheque displays the name of the recipient as Mohd. Sadiq son of Masardin whereas the petitioner herein is Mohd. Sadiq son of Samar Deen and resultantly, the said cheque is not related to the petitioner.

Considering the fact that the respondent-PSPCL acknowledges its liability to pay compensation for the death of 11 buffaloes on account of electrocution, it is directed that in the event payment in terms of the averment/undertaking incorporated in the reply by way of affidavit of Engineer Harsh Sharma, Senior Executive Engineer of Punjab State Power Corporation Limited has not been disbursed or credited in favour of the petitioner, the respondent-Punjab State Power Corporation Limited shall ensure delivery of cheque for the aforesaid amount in terms of the policy in favour of the petitioner within a period of 04 weeks of the receipt of certified copy of this order.

Disposed off accordingly.

The parties shall, however, shall be at liberty to agitate any further surviving cause of action by taking recourse to appropriate proceedings in accordance with law.

(VINOD S. BHARDWAJ)
JUDGE

SEPTEMBER 16, 2022

Vishal sharma

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