

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

300

CWP-28515-2019

Date of decision: 15.09.2022

SUKHBIR SINGH AND ANOTHER

.....Petitioners

VERSUS

STATE OF HARYANA AND OTHERS

.....Respondents

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

Present:- Mr. Deepak, Advocate for
Mr. Amit Kumar Goyal, Advocate
for the petitioners.

Mr. Pankaj Mulwani, DAG, Haryana
for respondent No.1.

Mr. R.D. Bawa, Advocate with
Mr. Samuel Gill, Advocate and
Mr. Dipanshu Kapur, Advocate
for the respondents no.2 to 5.

VINOD S. BHARDWAJ, J. (Oral)

The instant petition has been filed under Article 226/227 of the Constitution of India, 1950 for seeking issuance of directions in the nature of Mandamus to compensate the petitioners on account of death of Gaurav, son of the petitioners.

Learned counsel appearing on behalf of the petitioners contends that Gaurav, son of the petitioners was working as a helper on a dumper and that on the fateful day i.e. 21.09.2018, he had been travelling on a dumper and was covering the same with a tarpaul, however, an 11000 Watt wire was hanging which was not visible and he was electrocuted on account thereof.

Learned counsel appearing on behalf of respondents No.2 to 5 contends that the incident is dated 21.09.2018 and that the policy

dated 18.05.2017 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 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 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