

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

301

CWP-28693-2019

Date of decision: 15.09.2022

RENU AND OTHERS

.....Petitioners

VERSUS

STATE OF HARYANA AND OTHERS

.....Respondents

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

Present:- Mr. Narender Kaajla, Advocate
for the petitioners.

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

Mr. Pranav Chadha, Advocate
for respondents No.2 and 3.

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 for disbursement of compensation to the petitioners on account of death of Dinesh @ Dinesh Kumar, aged 27 years due to electrocution.

Learned counsel appearing on behalf of the petitioners contends that Dinesh Kumar, husband of petitioner No.1 and son of petitioners No.3 and 4 had come in contact with a high tension wire passing above the main gate of Government School, Pali where he was working as a Mason on 04.08.2019. As a result of the electric shock, he

became unconscious and was taken to Civil Hospital, Hansi where the doctors declared him brought dead. Upon the matter being reported to the Police, an FIR No. 293 under Section 304-A of the IPC dated 05.08.2019 was registered at Police Station Narnaund.

Learned counsel appearing on behalf of respondents No.2 and 3 contends that the incident is dated 04.08.2019 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 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 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