

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

118

CWP-27644-2022

Date of decision: 02.12.2022

SUMAN AND OTHERS

.....Petitioners

VERSUS

STATE OF HARYANA AND OTHERS

.....Respondents

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

Present:- Ms. Sudhir Rana, Advocate
for the petitioners.

Mr. Vivek Saini, AAG, Haryana
for respondents.

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 to the respondents in the nature of Certiorari for quashing of impugned order dated 21.04.2020 (Annexure P-5) passed by the respondent No.5 and a further prayer to pay the compensation of Rs. 1 crore on account of dath of Manoj due to electrocution.

Learned counsel appearing on behalf of the petitioners contends that on 21.07.2019 at about 5 p.m., Manoj (since deceased) was working in the fields and when he was crossing the electricity wires, suddenly the wire which was hanging in between the electricity pole, broke down and Manoj (since deceased) came in contact with same and died due to electrocution. An FIR No. 145 dated 21.07.2019 was also registered at Police Station, Sector-6, Panchkula.

Learned counsel appearing on behalf of respondents contends that the incident is dated 21.07.2019 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, without being influence by the reply to the legal notice dated 01.11.2019 appended with the present petition 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

DECEMBER 02, 2022
Vishal sharma

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