

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

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CWP-27251-2022

Date of decision: 30.11.2022

RAMBHOOL AND ANOTHER

.....Petitioners

VERSUS

STATE OF HARYANA AND ANOTHER

.....Respondents

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

Present:- Mr. Sandeep Yadav, Advocate for
Mr. Rajesh Goyal, Advocate
for the petitioners.

Mr. Vivek Saini, Advocate
for respondents No.1 & 2.

VINOD S. BHARDWAJ, J. (Oral)

The present writ petition has been filed under Articles 226/227 of the Constitution of India seeking issuance of writ in the nature of mandamus for directing the respondents to give Rs. 50 lacs as compensation on account of death of Nitin son of Rambhool due to negligence of the respondents.

Learned counsel appearing on behalf of the petitioners contends that on 03.12.2021, Nitin son of the petitioners was installing the shutter in shop of Ravinder then official of the department were doing the work of installing the electric wire near to the shop of Ravinder then electric current came in the side of shutter at distance of 4-5 feet from 1100 KV (HT) line which was lying near to the Ravinder's shop and he suffered heavy electric current and burnt badly.

Thereafter, the petitioners took him to hospital where he was declared

dead and postmortem was also conducted at Civil Hospital, Panipat. A General Diary No.008 dated 04.12.2021 was also got registered.

Notice of motion

Mr. Vivek Saini, Advocate appears and accepts notice on behalf of respondents.

Learned counsel appearing on behalf of respondents contends that the incident has been occurred on 03.12.2021 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 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

NOVEMBER 30, 2022

Vishal sharma

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