

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

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**CWP-9411-2023 (O&M).
Date of Decision: 03.05.2023.**

Kamal (Minor) Age 17 years through his mother Smt. Pinki

...Petitioner

Versus

Uttar Haryana Bijli Vitran Nigam and another

...Respondents

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

Present: Mr. Rajesh Goyal, Advocate for the petitioners.

VINOD S. BHARDWAJ. J (ORAL)

The present writ petition has been filed under Articles 226/227 of the Constitution of India, 1950 seeking issuance of a writ in the nature of mandamus directing the respondents to pay compensation to the petitioner on account of injuries suffered by petitioner due to negligence on the part of the respondents.

Learned counsel appearing on behalf of the petitioner contends that on 23.10.2022 son of the petitioner has suffered heavy electric current when he went to the roof with an iron rod and was burnt badly due to naked wires on the pole. Thereafter, the son of the petitioner was taken to hospital for his treatment and an amount of Rs.5 lakhs has been spent on the treatment which is still ongoing. Discharge summary has been appended with the present petition as (Annexure P-2). He contends that a G.D. request No.007 dated 24.10.2022 (Annexure P-1) was recorded in this regard at Police Station Industrial Area Sector 29,

District Panipat. Hence, compensation has been prayed for on account of injuries suffered due to electrocution.

Learned counsel appearing on behalf of petitioner contends that the incident is dated 23.10.2022 and that the policy dated 08.07.2019 notified by the respondents - UHBVNL relating to compensation to the victims for fatal/non-fatal accidents was then in force and that at this juncture, he would be satisfied in case a direction is issued to the respondent-authorities that in the event of the petitioner submitting his 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.

Notice of motion.

Mr. Vivek Saini, Advocate, enters appearance and accepts notice on behalf of the respondents and he has no objection to the aforesaid prayer being allowed.

In view of above prayer, the present petition is disposed of without prejudice to the respective rights of the parties 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 petitioner 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 such claim/representation, after granting an opportunity of hearing to the respective parties.

Accordingly, the present petition is disposed of.

May 03, 2023
raj arora

(VINOD S. BHARDWAJ)
JUDGE
Whether speaking/reasoned : Yes/No
Whether reportable : Yes/No