

**IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH.**

234

**2023:PHHC:133742
CWP-12440-2020 (O&M).
Date of Decision: 12.10.2023.**

GAINO DEVI AND OTHERS

..Petitioners

VERSUS

STATE OF HARYANA AND OTHERS

.. Respondents

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

PRESENT Mr. Navmohit Singh, Advocate, for the petitioners.

Mr. Pankaj Mulwani, DAG, Haryana,
for respondents No.1 to 4.

Mr. Ishan Khetarpal, Advocate,
for respondent No.5.

VINOD S. BHARDWAJ, J.

Prayer made in the present petition is to the extent that the compensation awarded vide sanction order dated 19.06.2020 be apportioned equally amongst Class – I heirs i.e. the Widow, two minor children as well as mother of deceased Subhash.

Learned State counsel as well as counsel for respondent No.5-widow have no objection to the equal apportionment of the compensation.

Learned counsel appearing on behalf of respondent No.5 contends that incorrect averments and allegations have been levelled by petitioner No.1 against respondent No.5.

Learned counsel appearing on behalf of the petitioner fairly concedes that respondent No.5 is currently in custody of the minor children.

Without adverting and commenting upon the allegations levelled by the petitioner against respondent No.5 and without going further into the said controversy and noticing that the issue in law and the dispute pertaining to the apportionment of compensation equally amongst Class – 1 heirs of deceased Subhash is not disputed by the parties.

The present petition is disposed of with a direction that the compensation as sanctioned vide order dated 19.6.2020 be apportioned equally amongst the Class – I heirs of deceased Subhash. The share falling towards minor children be kept in a Fixed Deposit fetching highest interest till the period that they attain majority.

Disposed of.

October 12, 2023.

raj arora

(VINOD S. BHARDWAJ)

JUDGE

Whether speaking / reasoned : Yes / No

Whether reportable : Yes / No