

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

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**CWP-19007-2019 (O&M).
Date of Decision: 16.01.2023.**

Murari Lal

..Petitioner

VERSUS

State of Haryana and another

.. Respondents

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

PRESENT Mr. Abhimanyu Singh, Advocate, for the petitioner.

Mr. Pankaj Mulwani, DAG, Haryana.

Mr. Sahil Khunger, Advocate, for respondent No.2.

VINOD S. BHARDWAJ, J. (ORAL)

The instant writ petition has been filed for seeking issuance of a direction to the respondents to modify/enhance the compensation to the rape victim/minor prosecutrix as per Schedule-1 of the Haryana Victim Compensation Act, 2013 (as amended in 2016).

Learned counsel appearing on behalf of the petitioner contends that the compensation awarded is inadequate and is not in consonance with the notified Scheme.

Learned counsel appearing on behalf of the respondent No.2 – the Secretary, District Legal Service Authority, Bhiwani, Tehsil and District Bhiwani, submits that the Scheme has subsequently been modified in the year 2020 and it prescribes for an appellate remedy. He submits that the respondents would have no objection in case the petitioner prefers an appeal before the Appellate Authority provided under the amended Haryana Victim Compensation Scheme and that the case shall be examined by the Appellate Authority on merits thereof.

Needless to mention that the period during which the instant petition has remained pending before this Court shall not be construed against the rights of the petitioner. The petitioner shall prefer an appeal before the Appellate Authority/Chairperson under the Haryana Victim Compensation within a period of 04 weeks from today whereupon an order on merits shall be passed after affording an opportunity of hearing to the respective parties.

Accordingly, with the consent of the parties, the present petition is disposed of.

January 16, 2023.
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(VINOD S. BHARDWAJ)
JUDGE

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