

IN THE PUNJAB AND HARYANA HIGH COURT AT
CHANDIGARH

112

CWP-20683-2023
Date of Decision: 07.10.2023

SAROJ

... Petitioner

VERSUS

STATE OF HARYANA AND OTHERS

... Respondents

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

Present: Mr. Kuldeep V. Singh Ahluwalia, Advocate
for the petitioner.

VINOD S. BHARDWAJ, J. (ORAL)

The present petition has been filed for issuance of directions to the respondents to pay compensation to the petitioner to the tune of Rs.50,00,000/- due to the death of husband of the petitioner namely Amrit Lal @ Imrit aged 52 years, who died due to electrocution.

Learned counsel for the petitioner contends that on 13.08.2020, the petitioner's husband was working in the fields of Sushil Kumar, where he used to work as a labourer. While working there, the *Dati* (fodder cutter) came in contact with the electric wires of transformer of tubewell installed there. Resultantly, the husband of the petitioner died at the spot. A DDR No.17 dated 17.09.2020 was also recorded. Postmortem on the dead body of the deceased was conducted at Civil Hospital, Kaithal, where the Medical Officer opined the cause of death is due to electrocution. The petitioner approached the respondents for grant of compensation, but the respondent did not pay any heed.

The petitioner then submitted a representation dated 17.02.2023 (Annexure P-4) to respondent No.4 calling upon the respondents to pay the compensation. However, no action has been taken thereupon till date.

Notice of motion.

Mr. Pankaj Mulwani, DAG, Haryana accepts notice on behalf of respondent No.1; whereas Mr. Vivek Saini, Advocate accepts notice on behalf of the remaining respondents; and they pray for some time to complete instructions and file response, if necessary.

Learned counsel for the petitioner, however, submits that the petitioner would be satisfied at this juncture, in case respondent No.4-Haryana Vidyut Parsaran Nigam Ltd., through its Sub Divisional Officer, Tehsil Rajound, District Kaithal is directed to consider and decide the representation dated 17.02.2023 (Annexure P-4) in a time bound manner and in the light of relevant policy of the HVPNL.

Learned counsel for the respondents have no objection to the same.

Accordingly, in view of the above and with the consent of the parties and without commenting anything on the merits of the case, the present petition is disposed of while directing respondent No.4 to consider and decide the representation dated 17.02.2023 (Annexure P-4) in the light of relevant policy by passing a reasoned and speaking order after affording an opportunity of hearing to the respective parties within a period of three months from the date of receipt of certified copy of this order.

Needless to mention that upon considering the said representation, if the claim of the petitioner is found to be acceptable, the amount of

compensation so assessed shall be disbursed in favour of the petitioner within a further period of three months.

OCTOBER 07, 2023
rajender

(VINOD S. BHARDWAJ)
JUDGE

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