

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

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CWP-22141-2023

Date of decision: 04.10.2023

MAMTA SHARMA AND ANOTHER

.....Petitioners

VERSUS

STATE OF HARYANA AND OTHERS

.....Respondents

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

Present:- Mr. Kanhiya Soni, Advocate
for the petitioners.

Mr. Vivek Chauhan, Addl. A.G. Haryana.
for respondent No.1.

Mr. Vivek Saini, Advocate
for respondents No.2 to 5-DHBVN and
for respondent No.6-M.C. Narnaul.

VINOD S. BHARDWAJ, J. (Oral)

The present petition invokes writ jurisdiction of this Court for seeking compensation on account of death of one Vipul Sharma-son of the petitioners on 04.08.2021 due to electrocution.

Learned counsel appearing on behalf of the petitioners contends that on 04.08.2021 at about 11:00 AM, Vipul (deceased), son of petitioners, was helping the laborers, in the construction work by when getting the building material from street to the roof, when he suffered the electric shock. Thereafter, his brother after arranging the vehicle took the deceased (Vipul) to the General Hospital at Narnaul

where the doctors declared him dead. An information was given to the police as well as to the Electricity Department. A DDR No. 28 was also registered on very same day and post mortem was also conducted where the cause of death was shown as "Asphyxia as a result of ante mortem. electrocution".

Learned counsel appearing on behalf of respondents No.2 to 5-DHBVN contends that the incident is dated 04.08.2021 and that the policy dated 15.07.2019 notified by the DHBVN 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 such claim/representation, after granting an opportunity of hearing to the respective parties.

Accordingly, the present petition is disposed of.

(VINOD S. BHARDWAJ)
JUDGE

OCTOBER 04, 2023

Vishal sharma

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