

IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH

118

CWP-26087-2023

Date of decision: 29.11.2023

MEHAK AGGARWAL AND OTHERS

.....Petitioners

VERSUS

STATE OF PUNJAB AND OTHERS

.....Respondents

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

Present:- Mr. Umesh Aggarwal, Advocate
for the petitioners.
Ms. Niharika Sharma, Asst. A.G. Punjab
Mr. Sanjeev Soni, Advocate
for respondents No.3 and 4.

VINOD S. BHARDWAJ, J. (Oral)

The present petition invokes writ jurisdiction of this Court for seeking compensation of Rs. 50 lakhs on account of death of Puneet Aggarwal (husband of petitioner No.1) due to negligence on the part of the respondents-authorities.

Learned counsel appearing on behalf of the petitioners contends that on 16.09.2023, the husband of the petitioner No.1 went on the terrace of the house, where he was brutally attacked by troop of monkeys and to save himself from the deadly attack, the husband of the petitioner No.1, jumped from the balcony situated at the first floor of his house and due to which he sustained serious injuries on his chest,

ribs etc. Thereafter, husband of petitioner No.1 was immediately taken to the Amandeep Hospital at Pathankot, for his treatment where he succumbed to his injuries on 18.09.2023. The doctors declared him dead by assigning reasons i.e. Poly Trauma with chest injury with severely comminuted fracture dislocation distal end radius left side with pulmonary Thromboembolism followed by cardiac arrest. A DDR No. 42 on 12.10.2023 has been registered by the police on the complaint of petitioner No.1 after recording her statements.

Learned counsel appearing on behalf of respondents contends that the incident is dated 16.09.2023 and that the policy dated 13.06.2023 notified by the Department of Local Government for Government of Punjab relating to compensation to the victims for fatal/non-fatal accidents due to Animal attacks 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 the 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 the such claim/representation, after granting an opportunity of hearing to the respective parties.

Accordingly, the present petition is disposed of.

(VINOD S. BHARDWAJ)
JUDGE

NOVEMER 29, 2023
Vishal sharma

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