

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

113

**CWP-26920-2023 (O&M).
Date of Decision: 01.12.2023.**

ROHINA @ ROHINA SHARMA AND OTHERS**...Petitioners**

Versus

STATE OF HARYANA AND OTHERS**...Respondents****CORAM: HON'BLE MR. JUSTICE VINOD S. BHARDWAJ**

Present: Mr. Davinder Pal Soni Jaura, Advocate,
for the petitioners.

Mr. Pankaj Mulwani, DAG, Haryana
for respondent No.1/State.

Mr. Vivek Saini, Advocate, for respondents No.2 to 6.

VINOD S. BHARDWAJ. J.

The instant petition has been filed under Articles 226/227 of the Constitution of India for seeking issuance of appropriate writ, order or direction in the nature of mandamus directing the respondents to grant compensation on account of death of Anil due to electrocution on 26.10.2023.

Learned counsel for the petitioners contends that the deceased Anil was dealing in the business of real estate and was also

running an Atta Chakki. He was having a plot situated at VPO Patan, Near Bus Stand Village Balsamad, Tehsil and District Hisar, where he and his family members were constructing a Mandir. On 26.10.2023, when he was installing an iron pipe for Dhawja (Flag) over the said Mandir, he came in contact with the loose hanging wire over the Mandir and was electrocuted. He was immediately shifted to General Hospital, Hisar, where he was declared dead by the Medical Officer. A DDR No.44 dated 26.10.2023 in this regard was recorded at Police Station Sadar Hisar.

Notice of motion.

Mr. Pankaj Mulwani, DAG, Haryana, accepts notice on behalf of respondent No.1-State whereas Mr. Vivek Saini, Advocate, accepts notice on behalf of respondents No.2 to 6/DHBVNL.

Learned counsel appearing on behalf of respondents DHBVNL contends that the incident is dated 26.10.2023 and that the policy dated 15.07.2019 notified by the respondents - DHBVNL relating to compensation to the victims for fatal/non-fatal accidents was then in force and that in the event of the petitioner submitting his 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 their 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 petitioner 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 petitioner 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.

December 01, 2023
raj arora

(VINOD S. BHARDWAJ)
JUDGE

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