

IN THE HIGH COURT OF JUDICATURE AT PATNA
Civil Writ Jurisdiction Case No.77 of 2017

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Mewalal Choudhari Son of Late Shyam Charan Choudhary Residing at Durga
Asthan Near, Sanyukt Biyapur Mandal, Post Office-Katihar, Police Station-
Kotwali, District-Katihar

... .. Petitioner/s

Versus

1. The State Of Bihar through Principal Secretary, Department of Electricity,
Patna
2. The General Manager, Human Resources/ Administration North Bihar
Power Distribution Company Limited, Vidhut Bhawan, Baily Road, Patna
3. The Deputy General Manager, Human Resources/ Administration North
Bihar Power Distribution Company Limited, Patna
4. Executive Engineer, Electric Supply Division, Katihar
6. Assistant, Electric Engineer, Urban, Katihar
7. Assistant, Electric Engineer, Rural, Katihar

... .. Respondent/s

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Appearance :

For the Petitioner/s	:	Mr.Md. Helal Ahmad, Advocate
For the Respondent/s	:	Mr.Subhash Pd. Singh- GA 3
For the SBPHC	:	M/s Vinay Kriti Singh, Sr. Advocate Akhileshwar Singh Venkatesh Kirti, Advocates

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CORAM: HONOURABLE JUSTICE SMT. G. ANUPAMA CHAKRAVARTHY
ORAL JUDGMENT
Date : 19-11-2024

1. Heard the Learned counsel for the parties.

2. The Writ petition has been filed for quashing
of order dated 20.8.2015 issued by Letter No. 1152 by
Respondent No. 3 whereby grant of Compensation of
burn injury was refused to the daughters of the
petitioner and also direct the Respondents to pay
Compensation of Rs. Five lakh each to daughters of
petitioner namely, Angti Kumari and Puja Kumari who



suffered burn injury caused due to fall of 11 KV Electric Wire near Durga Asthan.

3. At the very outset, the Learned counsel for the respondents contended that since this matter is squarely covered under the order dated 19.03.2024 passed in **CWJC No. 8470 of 2022 (Nizamuddin Ansari Vs. The Bihar State Power Holding Company Limited & Ors.)** by this Court in which this Court has passed the order in light of a judgment passed by the Hon'ble Apex Court in the case of **Chairman Grid Corporation of Orrisa Ltd. & Ors. Vs. Sukmani Das & Anr** reported in **(1999)-7 SCC 298** this Writ petition may also be disposed of on the same terms and conditions.

4. After perusal of the aforesaid judgment, the Learned counsel for the petitioner seeks liberty to make appropriate application for compensation before the appropriate authority.

5. Having regard to the submissions made by the Learned counsel for the petitioner, the present



Writ petition stands disposed of in terms of the aforesaid judgment passed in **CWJC No. 8470 of 2022** and also with liberty to the petitioner to avail an alternate and efficacious remedy of approaching the appropriate forum /Civil Court in accordance with law for seeking compensation as prayed for in the Writ petition. It is made clear that this Court has not expressed any opinion on the merits of the case and it is left open to the appropriate forum/Civil Court to decide the issues raised without being influenced by any of the observations made herein.

6. With the aforesaid direction the Writ petition stands disposed of.

7. Interlocutory Application, if any, shall stands disposed of.

(G. Anupama Chakravarthy, J)

Spd/-

AFR/NAFR	NAFR
CAV DATE	NA
Uploading Date	20.11.2024
Transmission Date	

