



WEB COPY



W.P.No.5343 of 2023

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 10.09.2024

CORAM :

THE HONOURABLE MR. JUSTICE M. DHANDAPANI

W.P.No.5343 of 2023
and W.M.P.No.5366 of 2023

S.Sakunthala

... Petitioner

Vs.

1.The Additional Secretary to Government,
Government of Tamil Nadu,
Secretariat,
Chennai – 600 009.

2.The Principal Chief Conservator of Forests,
'Panagal Malligai',
Jennis Road, Saidapet,
Chennai – 600 015.

3.The Chief Conservator of Forests,
No.259, Anna Salai,
DMS Compound, III Floor,
Teynampet,
Chennai – 600 006.

... Respondents

Prayer : Writ Petition filed under Article 226 of the Constitution of India praying for issuance of Writ of Mandamus, directing the respondents, especially the 2nd and 3rd respondents, to pay a total compensation amount of Rs.25.00 lakh along with interest to the petitioner.



W.P.No.5343 of 2023

For Petitioner : Mr.K.M.Subrahmaniam

For Respondent : Mr.S.Rajesh
Government Advocate

ORDER

This Writ Petition has been filed by the petitioner seeking for a Writ of Mandamus, to direct the respondents, especially the respondents 2 and 3 to pay a total compensation amount of Rs.25.00 lakh along with interest to the petitioner.

2. The case of the petitioner is that, her son was engaged by the 2nd respondent to attend the fault in the air-condition unit and while doing so, the outdoor unit all of a sudden exploded and due to which, he fell from the 3rd floor and sustained severe injuries. In spite of the treatment given, her son succumbed to injuries. Thereby, an FIR was registered by the E-3, Teynampet Police Station in Crime No.1743 of 2014 under accidental fall. Thereafter, the petitioner had approached the officials of the respondents 2 and 3 by way of petitions and advocate notice claiming compensation for the death of her son, however, no action has been taken upon her request. Therefore, the petitioner has filed the present writ petition before this court.



W.P.No.5343 of 2023

WEB COPY 3. Though very many grounds have been raised in this writ petition, when the matter is taken up for hearing today, learned counsel for the petitioner submitted that, without going into the merits of the case, this court may grant liberty to the petitioner to approach the District Legal Services Authority as per Victim Compensation Scheme or the Labour Court.

4. In view of the above, this writ petition is dismissed with the above liberty. No costs. Consequently, the connected writ miscellaneous petition is closed.

10.09.2024

Index : Yes / No
Speaking order / Non-speaking order
Neutral Citation Case : Yes / No
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To

- 1.The Additional Secretary to Government,
Government of Tamil Nadu,
Secretariat,
Chennai – 600 009.
- 2.The Principal Chief Conservator of Forests,
'Panagal Malligai',
Jennis Road, Saidapet,
Chennai – 600 015.



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M.DHANDAPANI, J.

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