

IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH

131

CWP-199-2024

Date of decision: 08.01.2024

SURAJ

.....Petitioner

VERSUS

UTTRI HARYANA BIJLI VITRAN NIGAM AND ANOTHER

.....Respondents

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

Present:- Mr. Sunil K Tandon, Advocate
for the petitioner.
(Through V.C.).

Mr. Vivek Saini, Advocate
for the respondents-UHBVNL.

VINOD S. BHARDWAJ, J. (Oral)

The present petition invokes writ jurisdiction of this Court for seeking compensation on account of death of one Ravi, son of the petitioner due to electrocution that occurred owing to the negligence on the part of the respondents.

Learned counsel appearing on behalf of the petitioners contends that on 24.09.2019, an electric wire of 11 KV, passing over the brick kiln (BHATHA) at village Kablana, was broken and laying on the earth. Unfortunately at about 7:30 A.M. when the son of the petitioner was going to School, he entangled with the said broken electric wire and got electrocuted and died on the spot. Thereafter, the

petitioner alongwith another person went on the spot and took him to Hospital where post mortem was conducted. A FIR No. 293 dated 25.09.2019 has also been registered at Police Station Jhajjar, District Jhajjar. The petitioner submitted a representation to respondent No.2 for grant of compensation on account of death of his son but no action has been taken by the concerned department.

Notice of motion.

Mr. Vivek Saini, Advocate appears and accepts notice on behalf of respondents-UHBVNL.

Learned counsel appearing on behalf of respondents contends that the incident is dated 24.09.2019 and that the policy dated 08.07.2019 notified by the UHBVNL relating to compensation to the victims for fatal/non-fatal accidents was then in force and that in the event of the petitioner 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 petitioner 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 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.

(VINOD S. BHARDWAJ)
JUDGE

JANUARY 08, 2024
Vishal sharma

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