

IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH

121

CWP-1816-2024 (O&M)
Date of decision: 29.01.2024

Anjali

...Petitioner

VERSUS

Uttar Haryana Bijli Vitran Nigam Limited and another

...Respondents

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

Present :- Mr. Sunil K. Tandon, Advocate for the petitioner.

VINOD S. BHARDWAJ, J. (Oral)

The present petition has been filed under Article 226/227 of the Constitution of India for issuance of a writ in the nature of Mandamus directing the respondents to pay the compensation to the tune of Rs.60 lakhs to the petitioner wife of deceased-Panchal, who died on account of electrocution, in accordance with the Compensation Policy dated 08.07.2019.

Learned counsel for the petitioner contends that the petitioner is a poor lady having two minor children. The husband of the petitioner used to set up tents in weddings and besides this he was also doing agriculture works. On 19.08.2019, the husband of the petitioner was setting up a tent near Landmark Chowk in Ladwa Road, District Kurukshetra and got a strong electric shock due to high voltage electric wires hanging there

and died on the spot. The incident in question had taken place due to the sole negligence of the electricity Board. The matter was reported to the police and a DDR No.13 dated 19.08.2019 (Annexure P-3) was registered at Police Station Shahabad. The petitioner has moved a representation dated 15.09.2020 (Annexure P-4), but no action has been taken by the respondents on the said representation.

Notice of motion.

Mr. Vivek Saini, Advocate appears and accepts notice on behalf of respondents No.1 and 2-UHBVNL.

Learned counsel appearing on behalf of respondents contends that the incident is dated 19.08.2019 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.

29.01.2024
Mangal Singh

(VINOD S. BHARDWAJ)
JUDGE

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