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IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH

207

CWP-6603-2019 (O&M).
Date of Decision: 09.05.2024.

CHHAYA CHAWLA AND OTHERS

...Petitioners

Versus

HARYANA VIDYUT PARSARAN NIGAM LIMITED AND
OTHERS

...Respondents

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

Present: Mr. Ajay Gupa, Advocate,
for the petitioners.

Mr. R.S. Longia, Advocate, for the respondents.

VINOD S. BHARDWAJ. J (ORAL).

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 untimely death of deceased Raj Kumar due to electrocution.

Learned counsel appearing on behalf of the petitioners contends that the deceased Raj Kumar Chawla went to the house of his friend namely Bantu at village Bandepur, District Sonapat and when he

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along with his friend went to the roof of house along with Karambir, the high tension wire (11000 Volts) broke as a result whereof the whole face, both hands and legs of Raj Kumar Chawla were burnt in the incident. Raj Kumar Chawla was taken to General Hospital, Sonapat wherefrom he was referred to PGI Khanpur and then to PGIMS Rohtak. As the condition of Raj Kumar Chawla did not improve, hence, he was taken to Safdarjung Hospital, New Delhi on 11.07.2018 where he expired during treatment on 12.07.2018. He submits that General Diary dated 21.05.2018 was also registered at Police Station, Sonapat in this regard which has been appended with the present petition as Annexure P-1 and post-mortem report dated 13.07.2018 has been appended as Annexure P-3. He contends that a representation dated 20.08.2018 was sent on behalf of the petitioners, however, since then no action on the same has been taken, hence, the present writ petition has been filed.

Learned counsel appearing on behalf of respondents – UHBVNL contends that the incident is dated 20.05.2018 and that the policy dated 22.02.2017 notified by the respondents - UHBVNL relating to compensation to the victims for fatal/non-fatal accidents was then in force and that in the event of the petitioners submitting 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.

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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 petitioners to approach the respondent authorities for seeking disbursement of compensation in terms of the applicable policy.

Needless to mention that in the event of filing of such claim/representation by the petitioners 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.

May 09, 2024.
raj arora

(VINOD S. BHARDWAJ)
JUDGE

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