



IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

223

FAO-1125-1999 (O&M)
Date of decision : 02.08.2024

District Telecom Manager, Rohtak Appellant

versus

Hawa Singh and others Respondents

CORAM : HON'BLE MR. JUSTICE PANKAJ JAIN

Present: Mr. Anil Rathee, Advocate
for the appellant.

Mr. N.C. Kinra, Advocate
for the respondents.

PANKAJ JAIN, J. (Oral)

1. This is an appeal preferred by the principal employer against the award passed by Commissioner under the Workmen Compensation Act, 1923.
2. Respondents-claimants sought compensation on account of death of Sher Singh who died of electrocution while repairing telephone lines on the pole on 19.06.1995. It was proved on record that Sher Singh died while repairing the telephone lines, though department claimed that he was employed through contractor and thus there was no relationship of master and servant. However, it could not be disputed that even if the deceased employed through contractor, the department was liable being principal employer.
3. In view of above, this Court does not find any reason to interfere in the present appeal as the award has been passed analyzing



the evidence threadbare. So far as the income of the deceased is concerned, the same was proved to be 1200/- per month but was notionally taken as 1000/- in terms of the provisions as contained under Section 4 of the Act.

4. Resultantly finding no merit in the present appeal, the same is dismissed.

5. Since the main case has been decided, pending miscellaneous application, if any, shall also stands disposed off.

(PANKAJ JAIN)
JUDGE

02.08.2024
Dinesh

Whether speaking/reasoned :	Yes
Whether Reportable :	No