



IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH

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CWP-10534-2023 (O&M)

Date of decision: 20.05.2024

Rajmeet Kaur

...Petitioner

VERSUS

Dakshin Haryana Bijli Vitran Nigam Limited and another

...Respondents

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

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

Mr. Vivek Saini, Advocate,
for the respondents No.1 and 2-DHBVNL.

VINOD S. BHARDWAJ, J. (Oral)

1. Prayer in the present petition is for directing the respondents to pay the compensation to the petitioner to the tune of Rs.80 lakhs on account having received non-fatal injuries causing permanent disablement to the her due to electrocution after coming into contact with 11 KV electric overhead lines.

2. Learned counsel for the petitioner contends that the petitioner along with her brother-Sukhdeep Singh and cousin sister-Princess were playing on the terrace of the house on 03.03.2019 when Sukhdeep Singh touched the electric wire passing through the roof and he got electrocuted. When the petitioner and her father tried to rescue him they also suffered electrocution injuries. People gathered on hearing the cries and they were



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admitted to Civil Hospital, Sirsa, for further treatment. It is contended that the matter was reported and a DDR No. 14 dated 03.04.2019 was also registered at Police Station City, Sirsa. A request was furnished by the father of the petitioner to the respondents-Department for grant of compensation, however, the same failed to yield any result.

3. Short reply had been filed on behalf of the respondents wherein the incident in question is not disputed. It is submitted that the Distribution Licensee has sanctioned an amount of Rs.1,00,000/- to Smt. Sukhbeer Kaur wife of Sh. Rajbeer Singh as an initial assistance on account of fatal injuries of Sukhdeep Singh vide order No.54 dated 05.03.2024 and an amount of Rs.1,00,000/- to Sh. Sucha Singh as an initial financial assistance on account of fatal injuries of Princess vide order No.55 dated 05.03.2019. A further amount of Rs.9,14,160/- was sanctioned as compensation on account of fatal injuries of Princess vide office order No.42 dated 19.08.2019 and an equal amount was also ordered to be paid on account of fatal injuries of Sukhdeep Singh vide office order No.43 dated 19.08.2019. The said amount were disbursed vide two different cheques dated 04.09.2019. It is stated that on receipt of the application dated 15.12.2022 from the petitioner, the Nigam initiated the process of assessment of compensation, however, the requisite documents as conveyed vide memo No.887 dated 22.06.2023 had not been submitted by the petitioner. Consequently, the claim could not processed.

4. Learned counsel for the petitioner contends that they had not secured the disability certificate at that point time and that the requisite documents are in their possession.



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5. Learned counsel for the respondents submits that in the event of the petitioner resubmitting a fresh application along with the requisite documents, the same shall be considered in accordance with applicable policies and appropriate compensation as admissible to the petitioner shall be released.
6. Learned counsel for the petitioner has no objection to the aforesaid submission of the learned counsel for the respondent.
7. The present petition is accordingly **disposed of** with the consent of the parties and without commenting on the merits of the case with liberty to the petitioner submit a fresh application to the respondents for grant of compensation along with the requisite documents on account of the permanent disability suffered due to electrocution incident on 03.03.2019.
8. Needless to mentioned that in the event of the petitioner submitting such an application along with the requisite documents, a decision thereupon shall be taken thereof in terms of the applicable Policies after granting opportunity of hearing to the respective parties, expeditiously and preferable within a period of 04 months of receipt of certified copy of this order.
9. The admissible compensation, if any, shall also be released expeditiously and in any case within a period of 04 weeks of such adjudication by the respondents.

(VINOD S. BHARDWAJ)
JUDGE

20.05.2024
Mangal Singh

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