



SL. No.	Date	Office Notes, reports, orders or proceedings or directions and Registrar's order with Signatures	COURT'S OR JUDGE'S ORDERS
			<u>WPMS/2830/2026</u> Ram Murti --Petitioner Versus State Of Uttarakhand --Respondent <u>Hon'ble Manoj Kumar Tiwari, J</u> 1. Ms. Shivangi Gangwar, learned counsel for the petitioner. 2. Mr. Rakesh Kunwar, learned Additional C.S.C. for the State of Uttarakhand. 3. Ms. Tanuj Talwar Shah, learned counsel for respondent no. 3 is connected virtually. 4. Petitioner's son died due to electrocution while discharging duty as Electrician in State Guest House, Nainital. 5. By means of this writ petition, petitioner has sought the following reliefs:- (i) To Issue a writ, order or direction in the nature of Mandamus State Insurance directing Respondent No.3/Employees' Corporation to receive, process and consider the petitioner's claim for Dependents' Benefit under Sections 46(1)(d) and 52 read with Section 2(6A)(ia) of the Employees' State Insurance Act, 1948, and to determine the petitioner's entitlement strictly in accordance with law and the statutory record. (ii) To Issue a writ, order or direction directing Respondent No. 3 to take a reasoned and speaking decision upon the petitioner's representation dated 10.09.2026 within a period fixed by this Hon'ble Court and, if the petitioner is found entitled, release the admissible statutory benefit in accordance with the Act, Rules and Regulations. (iii) To issue any writ, order or direction directing the Respondent No.3 to process and release the admissible funeral expenses in accordance with the ESI Act and applicable Regulations, if not already paid; (iv) To issue any writ, order or direction directing the respondents to process and determine all other statutory benefits legally admissible to the petitioner



			consequent upon the employment injury/death of the insured person, in accordance with law. (v) To issue any writ, order or direction directing the Respondent No.3, in case any statutory deficiency or missing document is found in the petitioner's claim, to communicate the same in writing to the petitioner and grant reasonable opportunity to furnish/remove such deficiency. (vi) To issue any writ, order or direction directing the Respondent Nos.1, 2 and 4 to consider and take an appropriate decision regarding the written commitment contained in Clause 5 of the agreement dated 21.07.2026 concerning outsourcing deployment of an eligible family member, strictly in accordance with the applicable rules and law and without treating the said commitment as a claim for regular government appointment; (vii) Award appropriate interest, if deemed just and proper by this Hon'ble Court, on any statutory benefit found payable but unjustifiably withheld after the claim became complete and payable, subject to the statutory scheme; 6. Ms. Tanuj Talwar Shah, learned counsel appearing respondent no. 3, on instructions, submits that online accident report has been received in the web-portal of respondent no. 3 and the matter is under consideration of the Regional Office for approval to the benefits payable to the petitioner. She assures that necessary decision shall be taken and amount, payable as compensation, shall be released in favour of petitioner within a month. 7. The writ petition is, accordingly, disposed of by taking the statement of Ms. Tanuj Talwar Shah, learned counsel for respondent no. 3 on record. (Manoj Kumar Tiwari, J) 21.09.2026 Aswal
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