

Government of Jammu & Kashmir
Home Department, Civil Secretariat
Jammu/ Srinagar

Subject: Claim petition titled Awtar Singh Vs State of J&K and others.

Reference:- PHQ's letter No: Pros/CP-05/J/2016/71226-29 dated 22.11.2022.

Government Order No. Home- 450 of 2022

D a t e : 12.12.2022

Whereas, on 21.10.2015, an employee of PHE Department while going on his duty towards Narian was hit by a speeding vehicle belonging to the Police Department near Middle school Narian, causing him injuries, as a result of which, he was rushed to District Hospital Rajouri wherefrom he was referred to GMC Jammu for specialized treatment. In this behalf, case FIR No. 530/2015 U/S 279/337 RPC was registered; and

2. Whereas, a claim petition titled Awtar Singh Vs State of J&K and others was filed before the Hon'ble MACT Rajouri by the Petitioner Avtar Singh, an employee of PHE Department, seeking compensation amounting to Rs. 46.60 lacs alongwith an interest @12% per annum from the date of accident till its liquidation; and

3. Whereas, The Hon'ble Tribunal by virtue of interim order dated 10-01-2018, granted an interim compensation of Rs.25,000/- in favour of the claimant on the principle of "No fault Liability" in respect of injuries suffered by him in a road accident, which was sanctioned vide vide Government Order Home-325 of 2021 dated 20.12.2021; and

4. Whereas, the matter was contested by the respondents by way of filing of objections, resisting therein the claim of the petitioner for grant of compensation on various grounds. The Hon'ble Tribunal framed issues and on appreciation of the evidence/hearing the parties, vide its judgment dated 19.01.2022 decided the Claim Petition in favour of the Claimant and awarded an amount of Rs. 2,35,971/-minus interim compensation, if any, paid and alongwith an interest @ 9 % on the award amount from the date of institution of Claim Petition till its final realization; and

5. Whereas, the PHQ vide communication dated 22.11.2022, conveyed, inter alia, that there is no scope for assailing the award/judgment ibid, passed in the matter before the higher forum and accordingly requested to accord of sanction/release of award amount,(alongwith the interest) to the tune of Rs 3,39,516/- for its deposition before Ld. MACT Rajouri so that the orders of the Hon'ble Tribunal are complied with in letter and spirit; and

6. Now, therefore, sanction is hereby accorded to the drawl of an amount of Rs. 3,39,516/- (Three Lakh thirty nine thousand five hundred and sixteen only), in favour of the Director General of Police, J&K Srinagar as 'Award Amount' in a claim petition titled Awtar Singh Vs State of J&K and others under Major Head 2055-Police, Detailed Head '633' "Compensation" during financial year 2022-23, enabling him to deposit the amount before the Hon'ble MACT, Rajouri.

7. The expenditure shall be booked after observing all the codal provisions and vouchsafing the availability of funds under the detailed Head- 633 - Compensation below Major Head 2055-Police.

The expenditure shall be booked under following classification :-

Demand No.	02
Head of Department	01-Director General of Police
Major Head	2055-Police
Sub-Major Head	00-NA
Minor Head	001-Direction and Administration
Group Head	0099- General
Sub Head	0789-Director General of Police
Detailed Head	633-Compensation

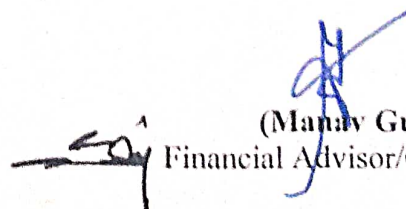
By order of the Government of Jammu and Kashmir.

Sd/-
(R.K. Goyal), IAS
Financial Commissioner/
Additional Chief Secretary
Dated: 12.12.2022

No:-HOME-MACT/24/2021-10-HOME

Copy to the:-

1. Financial Commissioner (Additional Chief Secretary), Finance Department J&K.
2. Director General of Police, J&K, Srinagar.
3. Principal Accountant General, J&K, Srinagar.
4. Treasury officer, Civil Secretariat Treasury.
5. Financial Advisor/CAO, PHQ for information and necessary action.
6. SSP, Rajouri for information.
7. I/c Website Home Department.
8. Government Orders file.(w.2.s.c.).


(Manav Gupta)
Financial Advisor/CAO