

IN THE HIGH COURT OF KERALA AT ERNAKULAM  
PRESENT  
THE HONOURABLE MR.JUSTICE V.G.ARUN

Wednesday, the 10<sup>th</sup> day of August 2022 / 19th Sravana, 1944  
WP(C) NO. 17628 OF 2022(C)

**PETITIONER:**

SAYEEDA K.A, AGED 44 YEARS, MOOLEPARAMBIL HOUSE, W/O LATE ABDUL NAZAR M.H., VRINDAVAN ROAD, CHAKKARAPARAMBU, THAMMANAM P.O, KOCHI, ERNAKULAM, PIN 682032

**RESPONDENTS:**

1. UNION OF INDIA, REPRESENTED BY THE SECRETARY, NORTH BLOCK, NEW DELHI, PIN - 110001
2. NATIONAL DISASTER MANAGEMENT AUTHORITY REPRESENTED BY THE SECRETARY, NDMA BHAVAN, A-1 SAFARJUNG ENCLAVE NEW DELHI - 110 029
3. THE STATE OF KERALA REP. BY CHIEF SECRETARY, GOVERNMENT OF KERALA, SECRETARIAT, THIRUVANANTHAPURAM PIN - 695001
4. DISTRICT COLLECTOR, ERNAKULAM, FIRST FLOOR OF CIVIL STATION, ECHAMUKU, KUNNUPURAM, KAKKANAD, ERNAKULAM DISTRICT, PIN - 680030
5. DISTRICT MEDICAL OFFICER, ERNAKULAM, ERNAKULAM PARK AVE, MARINE DRIVE ERNAKULAM, ERNAKULAM DISTRICT, PIN - 682011
6. TAHSILDAR, KANAYANNUR, PARK AVE, NEAR SUBHASH PARK, MARINE DRIVE, KOCHI KERALA, PIN - 682011
7. VILLAGE OFFICER, POONITHURA VILLAGE, VYTILO, ERNAKULAM COCHIN ERNAKULAM KERALA 682019, PIN - 682019
8. ADDL R8, UNION OF INDIA, REPRESENTED BY ITS SECRETARY, MINISTRY OF HEALTH AND FAMILY WELFARE, NEWDELHI IS SUO MOTU IMPEADED AS ADDL R8 VIDE ORDER DATED 25-07-2022 IN WP(C) 17628/2022.

Writ petition (civil) praying inter alia that in the circumstances stated in the affidavit filed along with the WP(C) the High Court be pleased to set aside Exhibit P9 issued by the 5th respondent in response to Exhibit P8 and issue a writ in the nature of mandamus or any other writ, direction or order directing the respondents to grand ex gratia compensation offered to families of deceased who have succumbed to Covid 19 to the petitioner and her children within a short time frame as may be decided by this Honourable Court.

This petition coming on for orders upon perusing the petition and the affidavit filed in support of WP(C) and upon hearing the arguments of M/S.PRABHU K.N. & MANUMON A., Advocates for the petitioners, ASSISTANT SOLICITOR GENERAL OF INDIA for R1 & R2, GOVERNMENT PLEADER for R3 to R7 and of CENTRAL GOVERNMENT PLEADER for ADDL R8, the court passed the following:

**V.G.ARUN J.**

**W.P.(C) No.17628 of 2022**

Dated this the 10<sup>th</sup> day of August 2022

**ORDER**

Learned CGC submits that, identical issues pertaining to adverse affect of Covid Vaccination has been reported from some other States also and the Ministry of Health & Family Welfare is in the process of formulating comprehensive guidelines for granting compensation to such persons.

2. Learned counsel for the petitioner submits that the process has to be hastened since the family members of the victims, like the petitioner herein, are facing extreme difficulties consequent to the death of the earning member in the family.

3. I find the request to be well founded. No doubt, the situation requires urgent action from the part of the second respondent.

4. Learned CGC submits that a detailed statement, containing the steps so far taken for formulating the guidelines and the time limit within which the guidelines will be implemented, will be placed on record within two weeks.

Post on 30/8/2022.

Sd/-  
V.G.ARUN  
Judge

dpk

**APPENDIX OF WP(C) 17628/2022**

**Exhibit P8**

**TRUE COPY OF THE APPLICATION PREFERRED BY THE  
PETITIONER BEFORE THE 5TH RESPONDENT DATED 01.12.2021**

**Exhibit P9**

**TRUE COPY OF THE COMMUNICATION OF THE 5TH RESPONDENT IN  
RESPONSE TO EXHIBIT P8 DATED 21.02.2022**

