

IN THE HIGH COURT OF GUJARAT AT AHMEDABAD**R/FIRST APPEAL NO. 3734 of 2025**

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PASCHIM GUJARAT VIJ COMPANY LIMITED & ORS.

Versus

HEIRS OF DECD. DINESH HARILAL BAPODARA & ORS.

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Appearance:

MR DIPAK R DAVE(1232) for the Appellant(s) No. 1,2,3

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CORAM:HONOURABLE MRS. JUSTICE M. K. THAKKER**Date : 11/11/2025****ORAL ORDER**

1. Learned advocate Mr. Dipak Dave for the appellants submits that the learned Civil Court has committed an error in answering the issue in the affirmative manner with regard to the relationship of employee and employer between the appellants and the deceased. Learned advocate Mr. Dipak Dave further submits that while assigning the reasons, learned Civil Court has held that the deceased was driving Rickshaw which was being used on rental basis by the appellants. Learned advocate Mr. Dipak Dave submits that the Rickshaw was hired for changing the Transformer at the place of incidence and the deceased came into contact with that transformer, which resulted into the death. Learned advocate Mr. Dipak Dave submits that the learned Civil Court has committed an error in holding the appellants are liable

for the payment of workmen's compensation for the death of the Rickshaw driver.

2. In view of above submissions, let the notice be issued making it returnable on 13.01.2026.

Vikramsinh Amarsinh

(M. K. THAKKER,J)