

RAJASTHAN HIGH COURT

सत्यमेव जयते

HIGH COURT OF JUDICATURE FOR RAJASTHAN
AT JODHPUR

S.B. Civil First Appeal No. 283/2026
CNR: RJHC010258902026 | URN: CFA / 734U / 2026

1.

The Assistant Engineer, Ajmer Vidhyut Vitran Nigam Ltd.,
Mavli, Udaipur Raj..
2.

The Chairman, Ajmer Vidhut Vitran Nigam Ltd.,ajmer
Raj..

----Appellants

Versus

1.

Smt. Bhagwati Bai W/o Shri Shambhu Singh, R/o Asoliya
Ki Madri, Post Boyna, Tehsil Mavli, District Udaipur,
Rajasthan
2.

Shambhu Singh Rao S/o Shri Daulat Singh, R/o Asoliya Ki
Madri, Post Boyna, Tehsil Mavli, Disrict Udaipur, Rajasthan

----Respondents

Connected With

S.B. Civil First Appeal No. 803/2025
CNR: RJHC010581322025 | URN: CFA / 2100U / 2025

1.

Bhagwati Bai W/o Shambhu Singh Rao, Aged About 76
Years, Aasoliya Ki Madri, Post Boyena, Tehsil Mavli,
District Udaipur.
2.

Shambhu Singh Rao S/o Daulat Singh Rao, Aged About
81 Years, Aasoliya Ki Madri, Post Boyena, Tehsil Mavli,
District Udaipur.

----Appellants

Versus

1.

Assistant Engineer, Avvnl, Mavli, Udaipur, Rajasthan.
2.

Chairman, Avvnl, Through Assistant Engineer, Mavli,
Udaipur, Rajasthan.

----Respondents

For Appellant(s)

:

Mr. Gaju Singh Rathore

For Respondent(s)

:

Mr. Pradeep Sharma

HON'BLE MR. JUSTICE FARJAND ALI

Order

27/07/2026

S.B. Civil First Appeal No. 803/2025

1. Learned counsel Mr. Pradeep Sharma appears on behalf of the respondent.
2. The present appeal has been preferred by the claimants seeking enhancement of the compensation awarded. *Prima facie*, reasonable grounds exist for re-appreciation of the matter. Accordingly, the appeal is admitted.

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3. There is a delay in filing the present appeal. An application under Section 5 of the Limitation Act has been filed seeking condonation of delay by explaining the sufficient cause which prevented the appellants from preferring the appeal within the prescribed period.
4. Considering the grounds stated in the application and also taking into account the fact that the appeal preferred by the claimants challenging the same judgment has already been admitted, it is considered just and proper to condone the delay in filing the present appeal. Accordingly, the delay is condoned.
5. Admit.
6. In the meanwhile, if the appellant deposits 60% of the award amount along with the interest within a period of 60 days from today, the recovery of the rest of the amount pursuant to the impugned award dated 12.03.2025 passed by the learned Additional District Judge, Mavli, District Udaipur in Case No.95/2020 shall be stayed, any amount already deposited shall

be adjusted against the aforesaid 60% amount. On deposition of the amount with the learned tribunal, the same shall be disbursed to the claimants in the same manner and proportion as directed in the award itself.

7. The record shall be sent after disbursal of the amount.
8. Put up the matter in due course after receiving record.

(FARJAND ALI),J