

**HIGH COURT OF JUDICATURE FOR RAJASTHAN AT
JODHPUR**

S.B. Civil First Appeal No. 595/2024

1. R.N.T. Medical College Udaipur, Through Principal Controller, R.N.T. Medical College Udaipur (Raj)
2. Warden Junior Boys Hostel, R.N.T. Medical College, Udaipur (Raj)

----Appellants

Versus

1. Subhash Chandra Jindal S/o Jwala Prasad Agrawal, Aged About 49 Years, R/o A-16, Shiv Marg Mittal Colony, P.S. Kotwali, Tehsil Dhaulpur Tehsil And District Dhaulpur (Raj)
2. Sima Jindal W/o Subhash Chandra Jindal, Aged About 45 Years, R/o A-16, Shiv Marg Mittal Colony P.S. Kotwali, Tehsil Dhaulpur Tehsil And District Dhaulpur (Raj)
3. State Government, Through District Collector, Udaipur
4. Public Works Department, Through Executive Engineer, Block Udaipur.
5. District Superintendent Of Police, Udaipur (Raj)
6. District Collector, Udaipur (Raj)
7. Prithvi Singh, Assistant Inspector Of Police, Police Station Hathipole, Udaipur (Raj)

----Respondents

For Appellant(s)	:	Mr. N.S. Rajpurohit, AAG
For Respondent(s)	:	Ms. Deepika Purohit

HON'BLE MR. JUSTICE MUKESH RAJPUROHIT

Order

26/02/2026

1. The matter comes up on an application under Section 5 of the Limitation Act seeking condonation of delay in filing the instant appeal.
2. Learned counsel for the respondents has no objection if the delay is condoned.
3. For the reasons mentioned in the application, the same is allowed. The delay of 100 days in filing the present appeal is hereby condoned.

4. Heard on the stay application.
5. It is contended by Mr. N.S. Rajpurohit, learned Additional Advocate General that it is a case of fatal accident lodged against the Government institution and the quantum of compensation was not properly assessed by the learned Tribunal.
6. The matter requires consideration.
7. Admit.
8. Issue notice to the respondents. Issue notice of stay application also, returnable within a period of six weeks.
9. Call for the record.
10. Meanwhile, the effect, operation, and execution of the judgment and decree dated 20.09.2022, passed by the learned Additional District Judge No.4, Udaipur in Civil Suit No.34/2016 (CIS No.202/2016), shall remain stayed, subject to the appellant depositing 75% of the claim amount along with interest before the learned trial Court within a period of eight weeks from today. The amount already deposited shall be adjusted against the amount to be deposited now.
11. Upon deposit, the amount shall be disbursed to the claimant-respondents in terms of the judgment.
12. It is made clear that if the amount as directed by this Court is not deposited within the stipulated time, the respondent-claimants shall be free to proceed with the execution of the impugned judgment.

(MUKESH RAJPUROHIT),J