

HIGH COURT OF JUDICATURE FOR RAJASTHAN
BENCH AT JAIPUR

S.B. Civil First Appeal No. 264/2026
CNR: RJHC020018632026 | URN: CFA / 440U / 2026

Kamla Kanwar
-----Appellant
Versus
Assistant Engineer (O And M)Ajmer Vidyut Vitran Nigam Limited
-----Respondent

Connected With
S.B. Civil First Appeal No. 186/2026
CNR: RJHC020078132026 | URN: CFA / 304U / 2026
Assistant Engineer (O And M)
-----Appellant
Versus
Kamla Kanwar W/o Hanuman Singh,
-----Respondent

For Appellant(s)	:	Mr. Amit Singh Shekhawat (264/2026) Mr. Kartik Sharma (186/2026)
For Respondent(s)	:	Mr. Kartik Sharma (264/2026) Mr. Amit Singh Shekhawat (186/2026)

HON'BLE MR. JUSTICE MANEESH SHARMA

Order

04/08/2026

In S.B. Civil First Appeal No. 264/2026:-

1. The present first appeal has been filed by the appellants assailing the judgment and decree dated 17.11.2025, whereby the learned Court below awarded a sum of Rs.9,27,656/-, along with 6% interest to the plaintiff/appellants.
2. Learned counsel for the appellants submits that the learned Court below erred in awarding an inadequate amount. He further submits that the learned Court below erred in not applying the

relevant law and also not considering the evidence available on record, in the correct perspective. He, therefore, submits that the impugned judgment and decree requires modification. He accordingly prayed that the impugned judgment and decree dated 17.11.2025 may be modified and the damages so awarded may kindly be enhanced.

2. Heard.

3. In view of the above, issue notice to the respondents.

4. Mr. Kartik Sharma, learned counsel appears and accepts notice on behalf of the respondents, thus, the service stands complete.

5. Let record of the learned Court below be summoned.

6. List the matter after eight weeks.

In S.B. Civil First Appeal No. 186/2026:-

1. The present first appeal has been filed by the appellants assailing the judgment and decree dated 17.11.2025, whereby the learned Court below awarded a sum of Rs.9,27,656/-, along with 6% interest to the plaintiff/respondents.

2. Learned counsel for the appellants submits that the learned Court below erred in not appreciating the fact that there was no negligence on the part of the appellant- department rather the deceased- *Hanuman Singh* himself was negligent and was operating a single-phase tubewell using both solar energy and single-phase domestic electricity supply and while connecting wires to an illegal electrical device (shakti) used for increasing voltage, he suffered an electric shock, resulting in his death; he accordingly prayed that the impugned judgment and decree dated 17.11.2025 may kindly be set aside.

3. Heard.
4. In view of the above, issue notice to the respondents.
5. Mr. Amit Singh Shekhawat, learned counsel appears and accepts notice on behalf of the respondents, thus, service stands complete.
6. Let record of the learned Court below be summoned.
7. List the matter after eight weeks.
8. In the meanwhile, the execution of the impugned judgment and decree dated 17.11.2025 passed by learned Additional District Judge, Laxmangarh, District Sikar, in Civil Regular Suit (Fatal) (CIS No.24/2024), shall remain stayed, provided the appellants deposit the entire awarded amount i.e. Rs.9,27,656/- along with 6% interest with the learned Additional District Judge, Laxmangarh, District Sikar, within a period of four weeks from today.
9. On depositing the entire awarded amount i.e. Rs.9,27,656/- along with 6% interest per annum; 50% of the awarded amount shall be disbursed to the plaintiff/respondents on filing an undertaking on oath to the effect that, in case the present appeal succeeds, the respondents will return the said sum to the appellants along with interest @ 6% p.a.; and the remaining 50% of the awarded amount shall be invested in FDR in any nationalized bank and the same shall not be disbursed to the respondents without leave of this Court.

(MANEESH SHARMA),J