



**HIGH COURT OF JUDICATURE FOR RAJASTHAN
BENCH AT JAIPUR**

S.B. Civil Miscellaneous Appeal No. 399/2022

Union Of India Through The General Manager North
Western Railway,

-----Appellant

Versus

Smt. Sita Devi W/o Late Shri Deva Prasad,

-----Respondent

For Appellant(s) : Mr. Vaibhav Pareek, Adv., for
Mr. Arvind Kumar Pareek,
Adv.

For Respondent(s) : Ms. Pratibha Sharma, Adv.,
for Mr. Umesh Vyas, Adv.

HON'BLE MR. JUSTICE UMA SHANKER VYAS
Judgment / Order

14/03/2024

SB Civil Misc. Appeal No. 399/2022:-

Ms. Pratibha Sharma, Adv. informs this Court that Mr. Umesh Vyas Adv., who is not the counsel for the respondent(s) in this case and his name has wrongly been reflected in the cause list. She prays that name of Mr. Umesh Vyas, Adv. may be deleted from the cause list.

Office is directed to delete the name of Mr. Umesh Vyas, as counsel for the respondent(s) from the cause list.

Issue notice to respondents, returnable by 29.08.2024.

SB Civil Misc. Stay Application No.388/2022:-

Heard on stay application.

The execution of the impugned judgment passed by the Railway Claims Tribunal Jaipur is stayed subject to the condition that the appellant-North Western Railway, Jaipur shall deposit the entire award amount within two months from today with the Railway Tribunal. Upon deposition of said amount, the claimant(s) shall be at liberty to withdraw 50% out of the said amount on their furnishing an undertaking to the effect that if the appellant(s) ultimately succeeds in the appeal, the said amount shall be immediately refunded to the North Western Railway, Jaipur with interest @ 6% per annum from the date of withdrawal till repayment. The rest of the amount shall be invested in the FDR of a Nationalized Bank initially for a period of one year, which shall be renewed from time to time.

The stay application is disposed of accordingly.

Record of the Tribunal be sent back to this Court after disbursement of the amount as aforesaid.

However, the claimant(s) shall be at liberty to file an application for modification/clarification of this order.

(UMA SHANKER VYAS),J

