



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

S.B. Civil Miscellaneous Appeal No. 1421/2025

Vikas Kumar Son of Vinod Kumar,

-----Appellant

Versus

Puran Singh Son of Mahaveer Singh,

-----Respondent

For Appellant(s) : Ms. Anjali Mishra, Adv., for
Mr. Vikash Kumar Jakhar, Adv.

For :
Respondent(s)

HON'BLE MR. JUSTICE UMA SHANKER VYAS

Order

07/04/2025

Heard on an application No.611/2025 filed under Section 5 of the Limitation Act.

For the reasons stated in the aforementioned application, the same is allowed. The delay in filing the appeal is condoned.

SB Civil Misc. Appeal No.1421/2025:-

Issue notice to the respondent.

List after six weeks.

SB Civil Misc. Stay Application No.1497/2025:-

Heard on the stay application filed by the appellant-driver/owner and perused the material available on record.

Taking into consideration the facts & circumstances of the case, it is ordered that if 50% of the amount along with interest out of the award amount is deposited by the appellant/s within a period of 60 days, then execution of the remaining amount against appellant/s shall remain stayed. The amount, so deposited, shall be disbursed to the claimant(s) in terms of the award after an undertaking is furnished by the claimant(s) that in case, the appeal is decided against them, they shall refund the amount, so disbursed, with interest @6% per annum.

The stay application is disposed of accordingly.

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

If record of this case is available, then Office is directed to send the record to the Tribunal for disbursement of the aforesaid amount to the claimants. Needless to say that the Tribunal shall send back the record immediately to this court after completion of disbursement proceedings.

(UMA SHANKER VYAS),J