

HIGH COURT OF JUDICATURE FOR RAJASTHAN
BENCH AT JAIPUR

S.B. Civil Miscellaneous Appeal No. 1470/2026

URN: CMA / 2813U / 2026

1. Jaipur Vidhut Vitran Nigam Limited, Through Chairman, Vidhut Bhawan, Jyoti Nagar, Jaipur.
2. Assistant Engineer, Jaipur Vidhut Vitran Nigam Limited, Lalsot, Distt. Dausa.

----Appellants

Versus

1. Smt. Mamta Wife Of Late Shri Moti Lal, Aged About 24 Years, Resident Of Dharampura, Tehsil And Distt. Dausa.
2. Raveena Daughter Of Late Shri Moti Lal, Aged About 4 Years, (Minor Through Natural Guardian Mother Smt. Mamta W/o Late Shri. Moti Lal) Resident Of Dharampura, Tehsil And Distt. Dausa.
3. Hemraj Son Of Late Shri Motilal, Aged About 3 Years, (Minor Through Natural Guardian Mother Smt. Mamta W/o Late Shri. Moti Lal) Resident Of Dharampura, Tehsil And Distt. Dausa.
4. Komal Daughter Of Late Shri Motilal, Aged About 2 Years, (Minor Through Natural Guardian Mother Smt. Mamta W/o Late Shri. Moti Lal) Resident Of Dharampura, Tehsil And Distt. Dausa.
5. Laxmi Narain @ Laxman Son Of Prabhu Dayal, Aged About 48 Years, Resident Of Dharampura, Tehsil And Distt. Dausa.
6. Bhonri Devi Wife Of Lqaxmi Narain @ Laxman, Aged About 45 Years, Resident Of Dharampura, Tehsil And Distt. Dausa.
7. Dhamani Trading Corporation, Through Its Manager Ramjilal Dhamani.
8. Chotelal Meena, Contractor R/o Chaan Gothda, Police Station Aandhi, Tehsil Jamwaramgarh, District Jaipur.
9. Harinarayan S/o Chittar, R/o Village Badoli Police Station Sadar Dausa, District Dausa.
10. United India Insurance Company Limited, Dausa. (Implead As Respondent Through Court Order Dated 22.07.2010)

----Respondents

For Appellant(s) : Mr. Akshay Dutt Sharma for
Mr. Sandeep Singh Shekhawat
For Respondent(s) : Mr. Jai Prakash Gupta

HON'BLE MR. JUSTICE SUDESH BANSAL

Order

30/06/2026

1. This appeal has been filed by and on behalf of Jaipur Vidyut Vitran Nigam Limited, assailing the final award and judgment dated 24.02.2026 passed by the Court of Employees Compensation Commissioner, Dausa, directing the appellants to pay compensation to the tune of Rs.8,56,920/- along with interest @12% p.a. w.e.f. 26.04.2009. That apart, 50% penalty of the compensation amount and Rs.1,00,000/- against litigation expenses have also been awarded.
2. Counsel for appellants states that the compensation amount along with interest totalling Rs. 26,09,263/- (Rs.4,28,460/- + Rs.21,80,803/-) has been deposited before the Court of concerned Commissioner.
3. Let notice of appeal and stay application be issued to the respondents.
4. On behalf of respondents-claimants No.1 to 6, counsel has put in appearance and pointed out that Insurance Company (respondent No.10 herein) has also preferred an appeal being S.B. Civil Miscellaneous Appeal No.2065/2026, against the impugned award. In that appeal, Coordinate Bench vide order dated 11.05.2026 directed the Insurance Company to deposit the entire

awarded amount, and out of that Rs.4,50,000/- along with interest was permitted to be disbursed to the claimants. Counsel for claimants admits that in pursuance thereof, Insurance Company has deposited the awarded amount along with interest and the amount of Rs.4,50,000/- along with interest has been deposited before the Court of Commissioner.

5. This Court finds that let this appeal be heard along with S.B. Civil Miscellaneous Appeal No.2065/2026 as apart from the liability to pay compensation, *inter se* dispute between the appellants-JVVNL and Insurance Company, to own the responsibility to pay compensation, is also involved. In that view, let the amount of compensation deposited by appellants-JVVNL be kept in FDR before the Nationalised Bank for a maximum period, which may carry maximum interest and disbursement of same shall remain subject to orders passed finally in the present appeal.

As far as interim compensation out of awarded amount payable to claimants is concerned, in the light of order dated 11.05.2026 passed in S.B. Civil Miscellaneous Appeal No.2065/2026, the amount of Rs.4,50,000/- along with interest so deposited by the Insurance Company be disbursed to the claimants. Compensation Commissioner shall send the record after disbursement of the compensation amount to claimants and deposition of the amount deposited by the JVVNL in FDR.

(SUDESH BANSAL),J