

HIGH COURT OF JUDICATURE FOR RAJASTHAN
BENCH AT JAIPUR

S.B. Civil First Appeal No. 564/2026

Assistant Engineer & Anr.

----Appellants

Versus

Shrimati Bimla Devi & Anr.

----Respondents

For Appellant(s)	:	Mr. Shovit Jhajharia
For Respondent(s)	:	

HON'BLE MR. JUSTICE CHANDRA PRAKASH SHRIMALI

Order

05/05/2026

1. The present appeal has been preferred under Section 96 of Civil Procedure Code against the judgment dated 10.12.2025 passed by learned Additional District Judge No.3, Kotputli, District Kotputli-Behror in Civil Suit No.02/2024, CIS No. 05/2023, titled as 'Smt. Bimla Devi & Anr. vs. Assistant Engineer, JVVNL & Ors.' filed by the defendant/appellants (for short, 'the appellants') seeking compensation under Fatal Accidents Act, 1855 whereby the learned Court below had partly decreed the suit and awarded compensation of Rs.12,95,824/- along with interest at 7% per annum.
2. Learned counsel for the appellants submits that the learned Court below erred in appreciating the pleadings and evidence led by the present appellant. Learned counsel for the appellants submits that from the report available on record, does not establish the direct connection between the electrical shock and condition of the wiring system. He further submits that the accident occurred due to the negligence of the deceased himself.

3. Heard.

4. In view of the submissions made hereinabove, issue notice to the respondents, returnable within two weeks.

5. Notices be filed in two sets. Upon filing the same, one set be sent by ordinary post and another by registered post.

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

7. In the meanwhile the execution of the impugned judgment dated 10.12.2025 passed by learned Additional District Judge No.3, Kotputli, District Kotputli-Behror in Civil Suit No.02/2024, CIS No. 05/2023, titled as 'Smt. Bimla Devi & Anr. vs. Assistant Engineer, JVVNL & Ors.' shall remain stayed, provided the appellants-JVVNL deposit the entire awarded amount i.e., Rs.12,95,824/- along with interest at 7% per annum with the concerned Trial Court within a period of two weeks from today.

8. On depositing the entire awarded amount i.e. Rs.12,95,824/- along with interest at the rate of 7% per annum; the said entire awarded amount shall be invested in FDR in any nationalised bank and the same shall not be disbursed to the respondents without leave of this Court.

9. List the matter after two weeks.

(CHANDRA PRAKASH SHRIMALI),J