

HIGH COURT OF JUDICATURE FOR RAJASTHAN
BENCH AT JAIPUR

S.B. Civil First Appeal No. 625/2026

1. Jaipur Vidhyut Vitaran Nigam Limited, Vidhyut Bhawan Jyoti Nagar Janpath Jaipur Through Managing Director/Chairman
2. Jaipur Vidhyut Vitaran Nigam Limited, Through Assistant Engineer Jameetpura District Bundi.

----Appellants-Defendants

Versus

1. Shimla, Aged About 52 Years, W/o Late Rajulal,
2. Akshay, S/o Late Rajulal
3. Rahul S/o Late Rajulal,
Residents Of Barudhan, Police Station Taledi, District Bundi, Rajasthan.

----Respondents-Plaintiffs

For Appellant(s) : Mr. Jaivardhan Singh Shekhawat, Adv.

HON'BLE MR. JUSTICE ASHUTOSH KUMAR

Order

30/04/2026

1. The present civil first appeal has been filed by the appellants-defendants against the judgment and decree dated 06.03.2026 passed by learned Additional District Judge No.03, Jaipur Metropolitan-I (hereinafter referred to as the learned 'trial Court') in Civil Suit No. 47/2023 titled as Shimla & Ors. Vs. Jaipur Vidhyut Vitran Nigam Limited & Anr., whereby, the suit filed by respondents-plaintiffs for claiming compensation due to the death of one Kajal under the Fatal Accidents Act, 1855, was decreed and an award of Rs.10,88,224/- along with interest @ 9% per annum has been awarded in favour of the respondent-plaintiffs.

2. Learned counsel for the appellants-defendants submits that the deceased and the claimants are resident of Bundi and the accident has also occurred in Bundi. Learned counsel further submits that the respondents-plaintiffs filed a suit at Jaipur only on the ground that the corporate office of appellant-defendant No.1 is situated at Jaipur, whereas, the office of appellant-defendant No.2 is situated at Bundi, therefore, neither the plaintiffs nor the defendants are resident of Jaipur, even though, the learned trial Court has decreed the suit without considering the issue of territorial jurisdiction.

3. The matter requires consideration.

4. Issue notice to the respondents by both modes i.e., by ordinary process as well as by registered post, returnable within six weeks.

5. Requisites be filed within one week.

6. List the matter after six weeks.

7. Till the next date of hearing, the effect and operation of the impugned judgment and decree dated 06.03.2026 passed by learned Additional District Judge No.03, Jaipur Metropolitan-I, in Civil Suit No. 47/2023 shall remain stayed.

8. In the meanwhile, record of the Court below be summoned.

(ASHUTOSH KUMAR),J