

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

S.B. Civil Miscellaneous Appeal No. 2686/2022

Union Of India Through The General Manager North Western
Railway,

----Appellant

Versus

Sitaram Regar S/o Shri Nandlal and anr.

----Respondents

For Appellant(s) : Mr. Amit Jindal, Advocate

HON'BLE MR. JUSTICE PRAKASH GUPTA
Order

17/10/2022

Heard learned counsel for the appellant.

Issue notices to the respondents.

Call for the record.

In the meantime, operation/execution of the impugned judgment dated 28.07.2022 passed by the Railway Claims Tribunal, Jaipur Bench, in OA-II-138/2019 is stayed on the condition that the appellant shall deposit the entire award amount with the Tribunal within a month from today. On such deposition being made, the claimants shall be at liberty to withdraw 50% of the said amount on their furnishing an undertaking on oath to the effect that if the appellant ultimately succeeds in the appeal, the said amount shall be refunded by them to the appellant with interest @ 9% per annum from the date of withdrawal till refund. Remaining 50% of the amount be invested in the FDR in a nationalised bank initially for a period of one year which shall be renewed from time to time.

(PRAKASH GUPTA),J