

HIGH COURT OF JUDICATURE FOR RAJASTHAN
BENCH AT JAIPUR

S.B. Civil First Appeal No. 1852/2025

Ajmer Vidhyut Vitran Nigam Limited Ajmer (Raj), & Ors.

----Appellants

Versus

Surendra Singh S/o Tarachand, & Ors.

----Respondents

For Appellant(s)	:	Ms. Ajeta Chauhan for Mr. Yuvraj Singh Rajawat
For Respondent(s)	:	

HON'BLE MR. JUSTICE MANEESH SHARMA

Order

23/02/2026

1. The present first appeal has been filed by the appellants assailing the judgment and decree dated 19.08.2025 passed by the learned District Judge, Jhunjhunu in Civil Suit No.21/2023 titled as '*Surendra Singh & Ors. vs. AVVNL & Ors.*', whereby the suit for compensation filed under the Fatal Accidents Act, 1855 by the plaintiff-respondents was partly decreed.
2. Learned counsel for the appellants submits that the learned Court below erred in decreeing the suit without appreciating the fact that the accident occurred due to the negligence of the deceased himself. She further submits that the learned Court below failed to appreciate that the deceased was carrying an iron pipe to the roof, despite being aware that an 11 KV electric line was passing nearby; therefore, it cannot be said that the appellant is responsible for any negligence. She further submits that the learned Court below has erred in awarding the higher compensation.

3. Heard.

4. In view of the above, issue notice to the respondents, returnable within four weeks.

5. In the meanwhile, the operation and execution of the impugned order dated 19.08.2025, shall remain stayed, provided the appellants deposit the entire decretal amount of Rs.10,48,180/-, along with interest @ 7% p.a. with the Trial Court, within a period of four weeks from today.

6. On depositing the entire decretal amount, the Trial Court is directed to keep the decretal amount in an FDR in any Nationalized Bank, and the same shall not be disbursed to the respondent without leave of this Court.

(MANEESH SHARMA),J