

***United India Ins. Co. Ltd. vs. Kirpa Devi***

***CMP No. 5909 of 2025 in FAO No. 141 of 2023***

**26.06.2025 Present:** Mr. Pritam Singh Chandel, Advocate for the appellant/non-applicant.

Mr Praveen Chauhan, Advocate vice Mr. Sanjay Bhardwaj, Advocate for the respondents No.1 to 4/applicants.

***CMP No.5909 of 2025***

Reply to this application stands filed. Same is not on record. Learned counsel for Insurance Company to ensure that reply is on record by next date, failing which application shall be decided on the basis of material on record. Copy of reply stands supplied.

Learned counsel for applicants submits that objection against the release taken by Insurance Company is that Insurance Company is proposing to prefer Special Leave Petition against the final judgment passed by this Court on 22.12.2024.

Proposal to file Special Leave Petition or filing of Special Leave Petition cannot be a ground for declining the application, filed for release of amount by applicant unless there is interim stay granted by the Higher Court against the implementation of judgment. Insurance Company is also directed to place on record the interim stay granted by the Supreme Court, if any, on or before next date of hearing.

Rejoinder to reply, as prayed, be filed within two weeks.

List for further order on **29<sup>th</sup> July, 2025.**

**June 26, 2025**  
(ms)

**(Vivek Singh Thakur)**  
Judge