

**HIGH COURT OF JUDICATURE FOR RAJASTHAN AT
JODHPUR**

S.B. Civil Misc. Appeal No. 600/2026

The United India Insurance Company Ltd., Office At 1St Floor,
74-A, Bhati N-Plaza, Main Pal Road, Jodhpur.

----Appellant

Versus

1. Hemendra Singh S/o Shri Yashwant Singh, Aged About 34 Years, R/o Village Garhi, Tehsil Garhi, District Banswara. (Claimant)
2. Shankar Lal S/o Shri Lalu Kharadi, R/o Dolwariyo Ka Oda, Police Station Varda, District Dungarpur (Driver Cum Owner)

----Respondents

For Appellant(s)	:	Mr. Leela Dhar Khatri
For Respondent(s)	:	

HON'BLE MR. JUSTICE MUKESH RAJPUROHIT

Order

28/03/2026

1. Learned counsel for the petitioner submits that the insured vehicle has been falsely implicated in the accident in question.
2. The matter requires consideration.
3. Issue notice to respondent(s), returnable within six weeks.
4. Learned trial court is directed to send the record after disbursal of the claim amount to the respondent(s).
5. Meanwhile, effect and operation of the impugned judgment and award dated 11.11.2025 passed by the learned Judge, Motor Accident Claims Tribunal, Sagwada, District Dungarpur in Claim Petition No.24/2024, shall remain stayed qua the appellant subject to the condition that the appellant - Insurance Company deposits 50% of the amount (with interest) awarded by the Tribunal vide

award dated 11.11.2025 within a period of eight weeks. The amount so deposited shall be disbursed to the claimants by the Tribunal in accordance with law. The amount previously deposited, if any, shall be adjusted.

6. It is made clear that if the amount as directed by this Court is not deposited within the stipulated time, the respondent claimants shall be free to proceed with the execution of the impugned award.

7. In case, the appeal is decided against the claimants, the amount so deposited by the insurance company shall be returned by the claimants to the appellant-insurance company along with interest.

8. List after eight weeks.

(MUKESH RAJPUROHIT),J