

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

S.B. Civil Misc. Appeal No. 1095 / 2017

The New India Assurance Company Ltd., through its Authorized Officer,, T.P. Claims Hub, Divisional Office-I, Abhay Chambers, Jalori Gate, Jodhpur

----Appellant

Versus

1. Smt. Chuka Devi W/o Late Bhanwarlal Banjara.
2. Dinesh S/o Late Bhanwarlal Banjara.
3. Mst. Krishna D/o Late Bhanwarlal Banjara. (Now Major).
4. Mst. Priyanka D/o Late Bhanwarlal Banjara., Minor through her Natural Guardian Mother Smt. Chuka Devi.
5. Smt. Somoti Devi W/o Sh. Narsingh Ram., All by Caste Giwariya (Banjara), Residents of Village Sanju, Tehsil Degana, Distt. Nagaur.
6. Siyaram S/o Shri Mohan Ram Meghwal,, Resident of Badli Mohalla, Nagaur (Driver).
7. Gangajal S/o Shri Malaram Vishnoi,, Resident of Village Kanwlisar, Tehsil & District Nagaur (Owner).

----Respondents

For Appellant(s) : Mr. Jagdish Vyas

HON'BLE MR. JUSTICE GOVERDHAN BARDHAR

Order

01/05/2017

Heard.

Admit.

Issue notice of the appeal as also the stay application to the respondents, returnable within four weeks. Call for the record.

Heard on the stay application.

In the meantime, if the appellant-Insurance Company deposits 50% of the award amount alongwith interest within a period of four weeks, after taking into consideration any amount deposited under Section 140 and/or proviso to Section 173(1) of the Motor Vehicles Act, 1988, recovery for the rest of the award amount shall remain stayed till further orders.

The amount when deposited be disbursed to the claimants in terms of the award.

(GOVERDHAN BARDHAR) J.

Ravi Kh./45



सत्यमेव जयते