

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

S.B. Civil Writ Petition No. 2777/2026

1. Star Health And Allied Insurance Co. Ltd., No. 15, Sri Balaji Complex, 1St Floor, Whites Lane Royapettah, Chennai- 600014.
2. Star Health And Allied Insurance Co. Ltd., Branch Office- 14-B, Prem Bhawan, Pur Road, Gandhinagar, Bhilwara.

----Petitioners

Versus

1. Rajesh Kumar S/o Kanahayalal Mundra, R/o Gram Soniyana, Tehsil Bhadesar, Dist. Chittorgarh, Currently At Kanha Kunj 11-C, Bapunagar Senti, Tehsil And District Chittorgarh.
2. Minakshi W/o Rajesh Mundra, R/o Gram Soniyana, Tehsil Bhadesar, Dist. Chittorgarh, Currently At Kanha Kunj 11-C, Bapunagar Senti, Tehsil And District Chittorgarh.

----Respondents

For Petitioner(s)	:	Mr. Vinay Mehta Mr. Pranay Mehta
For Respondent(s)	:	Mr. Kaushik Suthar for Mr. Manish Kr. Pitaliya

HON'BLE MR. JUSTICE KULDEEP MATHUR

Order

09/02/2026

A challenge has been laid to the award dated 09.09.2025 passed by the Permanent Lok Adalat, Chittorgarh in Case No.170/2024 (Rajesh Kumar & Anr. v. Star Health and Allied Insurance Co. Ltd & Anr.) on the ground that the learned Permanent Lok Adalat while passing an award of Rs.3,93,508/- alongwith the interest @ 7% from the date of the presentation of complaint failed to consider that as per the documents of medical treatments given to the patient, the patient by concealing the pre-existing disease got herself ensured with the petitioners- Star Health and Allied Insurance Co. Ltd.

It was submitted that the learned Permanent Lok Adalat has passed the impugned award in ignorance of the law and the basic clauses of the policy governing the insurance.

The matter requires consideration.

Issue notice.

Shri Manish Pitaliya, Advocate who has filed caveat on behalf of the respondents is directed to accept notice on behalf of the respondents. Therefore, service of notice upon the respondents is complete.

Shri Manish Pitaliya, Advocate is granted four weeks' time to file reply to the instant writ petition.

In the meanwhile and till the next date of hearing, the impugned award dated 09.09.2025 passed by the learned Permanent Lok Adalat, Chittorgarh in Case No.170/2024 (Rajesh Kumar & Anr. v. Star Health and Allied Insurance Co. Ltd & Anr.) shall remain stayed subject to the petitioner No.2 - Insurance Company paying a sum of Rs.2,00,000/- to the respondents within a period of four weeks from today.

It is made clear that in case, petitioners - Insurance company fails to make payment of Rs.2,00,000/- to the respondents within the stipulated time then the interim order passed by this Court shall stand vacated automatically.

It is also made clear that the present interim order shall not preclude the respondents from filing an application seeking vacation of the present interim order passed by this Court.

(KULDEEP MATHUR),J