

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

S.B. Civil Misc. Appeal No. 657/2024

1. Ghanshyam Sharma S/o Shri Mangilal Sharma, Aged About 42 Years, R/o Malasar, Tehsil And District Bikaner. (Owner Of Bus No. Rj-07-Pa-5217)
2. Karniram S/o Shri Kishnaram, Aged About 52 Years, R/o Makdasar, Tehsil Loonkaransar, District Bikaner. (Owner Through Sale Latter Of Bus No. Rj-07-Pa-5217)

----Appellants

Versus

1. Modu Ram S/o Hajari Ram, R/o Ward No.09, Bhaton Ka Bass, Chhatargarh, Bikaner.
2. Sugna Devi W/o Modu Ram, R/o Ward No.09, Bhaton Ka Bass, Chhatargarh, Bikaner.
3. National Insurance Company Ltd, Through Branch Manager, Panchsharti Circle, Bikaner.
4. Kalu Khan S/o Shri Jalle Khan, B/c Musalman, R/o Satar, Tehsil Chhatargarh, District Bikaner. (Driver Of Bus No. Rj-07-Pa-5217)

----Respondents

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For Appellant(s) : Mr. Aman Bishnoi Bola  
For Respondent(s) :

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**HON'BLE DR. JUSTICE NUPUR BHATI**

**Order**

**13/08/2024**

Learned counsel for the appellants submits that the first stay application has become infructuous.

Accordingly, the first stay application is dismissed as having rendered infructuous.

Learned counsel for the appellants further submits that the appellants were having a valid permit, however, the learned

Tribunal has arrived at a conclusion that the appellants were not having a valid permit and they are liable to pay the compensation.

Learned counsel for the appellants further submits that the said permit could not be placed on record before the learned Tribunal as the permit of the offending vehicle was surrendered to the RTO Office, therefore, the appellants were not in possession of the said permit.

Admit.

Issue notice to the respondents. Issue notice of 2nd stay application also.

In the meanwhile, the execution proceedings, if any, initiated for execution of the award dated 24.11.2023 shall remain stayed qua the appellants.

**(DR. NUPUR BHATI),J**