

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

S.B. Civil Misc. Appeal No. 1160/2018

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. Darmi Bai W/o Late Visaram @ Husaram Garasiya.
2. Dhanaram Garasiya S/o Sh. Rooparam Garasiya.
3. Smt. Bhuri Devi W/o Sh. Dhanaram Garasiya., All By Caste Garasiya, Residents Of Village Khadi Gegarwa, Naya Sanwada, Tehsil Pindwada, District Sirohi. Presently Residing At Village Beran, Tehsil Kotra, District Udaipur.
4. Om Prakash S/o Shri Ganesh Ram, Resident Of Village Patwa, Tehsil Jaitaran, District Pali Driver
5. M/s Shiv Careers Through Its Proprietor Awdesh Singh Choudhary S/o Shri Surendra Singh, Resident Of Jamatpura, Khodiyar, Gandhi Nagar, Gujarat Owner.

-----Respondents

For Appellant(s)	:	Mr. Jagdish Vyas Mr. R.S. Bhati
For Respondent(s)	:	Mr. Love Jain

HON'BLE MR. JUSTICE P.K. LOHRA

Order

20/11/2018

Admit. Issue notice.

Notices qua respondent-claimants are waived as they are represented by counsel. Let notices be issued to respondents No.4 & 5 only.

Heard on stay

Having regard to the facts and circumstances of the case, the stay petition is disposed of subject to the condition that appellant-insurer shall deposit before the learned Tribunal Rs.11,50,000/- (Rupees Eleven Lakhs Fifty Thousand) with interest, inclusive of the amount already deposited, within a period of four weeks from today. The said amount may be disbursed to the respondents-claimants by the learned Tribunal in accordance with law.

(P.K. LOHRA),J

Anil Kumar Choudhary/219



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