

HIGH COURT OF JUDICATURE FOR RAJASTHAN AT JODHPUR

S.B. Civil Misc. Appeal No. 1051/2026

Cholamandalam Ms General Insurance Company Ltd., Jodhpur
Office Near Arora Namkeen, Above Kia Showroom, Pratap Nagar,
Jodhpur Through Its Authorized Representative.

----Appellant

Versus

1. Smt. Sumitra Kanwar W/o Late Sh Rajudan, Resident Of Village Dhanani , Tehsil And District Sikar. (Claimant)
2. Rajat Charan S/o Late Sh Rajudan, Minor Represented Through His Natural Guardian Mother Smt. Sumitra Kanwar, Resident Of Village Dhanani , Tehsil And District Sikar. (Claimant)
3. Yashvardhan S/o Late Sh Rajudan, Minor Represented Through His Natural Guardian Mother Smt. Sumitra Kanwar, Resident Of Village Dhanani , Tehsil And District Sikar. (Claimant)
4. Ucchav Kanwar W/o Sh. Amardan, Resident Of Village Dhanani , Tehsil And District Sikar. (Claimant)
5. Amardan S/o Shri Bherudan, Resident Of Village Dhanani , Tehsil And District Sikar. (Claimant)
6. Ms Sita D/o Shri Rooparam Jat, R/o Village Gudha Bhagwandas, P.s. Panchori, Tehsil And District Nagaur. (Owner)
7. Sohanram S/o Shri Gopalram Meghwal, R/o Village Gudha Bhagwandas, P.s. Panchori, Tehsil And District Nagaur. (Driver)

----Respondents

For Appellant(s)	:	Mr. Jagdish Vyas
For Respondent(s)	:	Mr. Aman Bishnoi

HON'BLE MR. JUSTICE MUKESH RAJPUROHIT

Order

24/03/2026

The instant appeal has been filed by the appellant against the judgment and award dated 05.12.2025 passed by learned Judge, Motor Accident Claims Tribunal, Bikaner in MAC Case No.160/2022 whereby the learned Tribunal has awarded a sum of Rs.1,08,18,236/- alongwith interest in favour of the claimants.

Learned counsel for the parties submit that they have entered into a memorandum of understanding and the insurance

company has agreed to pay a total sum of Rs.1,35,00,000/- (inclusive of the amount of Rs.25,000/- already deposited for maintaining the appeal in terms of Section 173(1) of the Motor Vehicles Act) towards full and final settlement of the claim made by the appellants.

Therefore, it is prayed that the present appeal may be disposed of in the light of the memo of understanding entered into between the parties.

In view of above, it is ordered that total amount of Rs.1,35,00,000/- (inclusive of the amount of Rs.25,000/- already deposited) shall be paid by the insurance company to the appellants within a period of two months from today. If the said amount is not paid by the insurance company within a period of two months, the insurance company shall pay interest @ 7% from today on the enhanced amount till the amount is actually paid to the appellants.

After receiving the said amount towards full and final settlement of the claim, the claimants shall not be entitled to claim any further amount from the appellant-Insurance Company.

The appeal stands disposed of in above terms. The memorandum of understanding is taken on record.

Stay petition and all pending applications, if any, also stand disposed of.

(MUKESH RAJPUROHIT),J