

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

S.B. Civil Misc. Appeal No. 1143/2026

Reliance General Insurance Company Limited, Through Regional Manager, 6th Floor, Man Upasana Tower, Sardar Patel Marg, C Scheme, Jaipur. Present Address Reliance General Insurance Co. Ltd. 503, 5th Floor Ever Shine Tower, Amrapali Circle, Vaishali Nagar, Jaipur Rajasthan 302021

----Appellant

Versus

1. Sharda W/o Ashok Kumar, Aged About 25 Years,
2. Bajrang S/o Ashok Kumar, Aged About 4 Years,
3. Smt Mooli Devi Spouse/o Kishana Ram, Aged About 53 Years,
4. Kishana Ram S/o Bhagwana Ram, Aged About 56 Years,

(Respondent No.2 is minor through natural guardian mother Smt. Sharda i.e. respondent No.1)

All are Resident Of Dhanoda, Chadi, Tehsil Ramsar, District Barmer.

5. Ram Prakash S/o Lala Ram, Vishnoiyon Ki Para, Chadi, Tehsil Ramsar, District Barmer. (Driver)
6. Sharwan Kumar S/o Mohan Lal, Vishnoiyon Ki Para, Chadi, Tehsil Ramsar, District Barmer. (Owner)

----Respondents

For Appellant(s) : Mr. T.R. Singh Sodha

For Respondent(s) : -

HON'BLE MR. JUSTICE MUKESH RAJPUROHIT

Order

13/03/2026

1. Learned counsel for the appellant-insurance company submitted that while deciding the claim petition, quantum of the income of the deceased was not properly assessed by the learned Tribunal.
2. The matter requires consideration.

3. Admit. Issue notice. Issue notice of stay application also, returnable within a period of six weeks.
4. Meanwhile, effect and operation of the impugned judgment and award dated 17.12.2025 passed by the learned Judge, Motor Accident Claims Tribunal, Barmer in Motor Accident Claim Case No.97/2023 (CNR No.RJBM060001102023), shall remain stayed qua the appellant subject to the condition that the appellant-insurance company deposits 60% of the amount (with interest) awarded by the Tribunal vide award dated 17.12.2025 within a period of eight weeks. The amount previously deposited, if any, shall be adjusted.
5. Upon deposit, the amount shall be disbursed to the claimant-respondent(s) in terms of the award.
6. Learned trial Court is directed to send the record after disbursement of the claim amount to the respondent(s).
7. It is made clear that if the amount as directed by this Court is not deposited within the stipulated time, the respondent-claimant(s) shall be free to proceed with the execution of the impugned award.
8. List this matter after eight weeks.

(MUKESH RAJPUROHIT),J