

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

S.B. Civil Misc. Appeal No. 1652/2024

Divisional Manager, The Oriental Insurance Company Limited,
Branch Officer, Lic Building Mandiya Road, Pali, Rajasthan.
(Insurance Company Of Trailer No. RJ-01-GC-2372)

----Appellant

Versus

1. Smt. Om Kanwar Rajput W/o Late Bhupendra Singh, Aged About 32 Years, R/o Suraas, (Maandalgarh), P.s. Bigod Distt. Bhilwara Presently Residing At Raas, P.s. Raas, Distt. Pali, Rajasthan.
2. Deepika Kanwar Ranawat D/o Late Bhupendra Singh, Aged About 12 Years, Minor Through Their Natural Guardian Mother Om Kanwar Rajput R/o Suraas, (Maandalgarh), P.s. Bigod Distt. Bhilwara Presently Residing At Raas, P.s. Raas, Distt. Pali, Rajasthan.
3. Pritam Singh S/o Late Bhupendra Singh, Aged About 10 Years, Minor Through Their Natural Guardian Mother Om Kanwar Rajput R/o Suraas, (Maandalgarh), P.s. Bigod Distt. Bhilwara Presently Residing At Raas, P.s. Raas, Distt. Pali, Rajasthan.
4. Shankar Singh S/o Rodu Singh, Aged About 26 Years, R/o Udaigarh Khera, P.s. Bhinaay, Distt. Ajmer, Rajasthan. (Driver Of Insured Trailer No. RJ-01-GC-2372)
5. Hemendra Singh S/o Ram Singh, Aged About 29 Years, R/o Jaatiya, P.s. Nasirabaad (Sadar) Distt. Ajmer, Rajasthan. (Owner Of Insured Trailer No. RJ-01-GC-2372)

----Respondents

For Appellant(s)	:	Mr. Aditya Singhi Mr. Mahesh Joshi
For Respondent(s)	:	Mr. A.D. Ujjwal

HON'BLE MR. JUSTICE MADAN GOPAL VYAS

Order

27/05/2024

Heard.

2. Admit.
3. Issue notice to the respondents, returnable on 01.08.2024.
4. Call for the record.

5. Heard on stay application.
6. Having regard to the facts and circumstances of the case, it is considered appropriate and hence ordered that in the meanwhile if the appellant deposits 75% of the award amount, along with the interest as mentioned in the impugned award before the Tribunal within a period of one month, the recovery of the remaining amount under the impugned award dated 08.02.2024 shall remain stayed.
7. The deposited amount may be disbursed to the claimants in the manner and proportion as contemplated in the impugned award with the undertaking that if the appellant in the present appeal succeeds, he/she/they shall refund the same alongwith interest in accordance with law.
8. It is made clear that the amount previously deposited by the appellant, if any, shall be adjusted towards the said amount.
9. The stay application stands disposed of accordingly.

(MADAN GOPAL VYAS),J