

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

S.B. Civil Misc. Appeal No. 2000/2025

Raheja Qbe General Insurance Company, Through Branch
Manager, Winsder House, 5Th Floor, Cst Road, Kalina Santacruz
East (Mumbai)

----Appellant

Versus

1. Heera Devi W/o Om Prakash, Aged About 55 Years, R/o Pacharwali, Tehsil Bhadra, Dist. Hanumangarh.
2. Balvaan S/o Omprakash, Aged About 40 Years, R/o Pacharwali, Tehsil Bhadra, Dist. Hanumangarh.
3. Rakesh S/o Omprakash, Aged About 34 Years, R/o Pacharwali, Tehsil Bhadra, Dist. Hanumangarh.
4. Ramesh S/o Omprakash, Aged About 30 Years, R/o Pacharwali, Tehsil Bhadra, Dist. Hanumangarh.
5. Satveer S/o Ramkumar, Aged About 36 Years, R/o Dhaka, Tehsil Bhadra, Dist. Hanumangarh (Driver Of Offending Vehicle No. Rj-49-Ga-0818)
6. Mahipal S/o Maidhan, Aged About 62 Years, R/o Motsra, Tehsil Bhadra, Dist. Hanumangarh. (Owner Of Offending Vehicle No. Rj-49-Ga-0818)

----Respondents

For Appellant(s) : Mr. Vishal Singhal.

HON'BLE MR. JUSTICE MUKESH RAJPUROHIT
Order

27/03/2026

1. It is contended by learned counsel for the appellant that the insurance policy in respect of the vehicle in question was issued as a goods carriage vehicle and the premium was charged only for the driver and third party risk, therefore, since the deceased was travelling as a gratuitous passenger therein, such risk is not covered under the terms of the policy.
2. The matter requires consideration.
3. Issue notice, returnable within six weeks.
4. Meanwhile, the effect, operation and execution of the judgment and award dated 11.03.2025, passed by the learned Judge, Motor Accident Claims Tribunal (Additional District Judge) Bhadra, District Hanumangarh (Raj.) in MAC Case No.13/2019, shall remain stayed.

(MUKESH RAJPUROHIT),J