


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

S.B. Civil Misc. Appeal No. 1693/2024

Cholamandalam Ms General Insurance Co. Ltd., Jodhpur Office At
K.p. Tower, Chopasni Road, Jodhpur Through Its Authorized
Representative.

----Appellant

Versus

1. Smt. Luni Kanwar W/o Late Sh. Lakh Singh, R/o Village Banta, Tehsil Sanchore, Distt. Jalore.
2. Yashpal Singh S/o Late Sh. Lakh Singh, Minor Through His Natural Guardian Mother Smt. Luni Kanwar. R/o Village Banta, Tehsil Sanchore, Distt. Jalore.
3. Mst. Pareena @ Nikita D/o Late Sh. Lakh Singh, Minor Through Her Natural Guardian Mother Smt. Luni Kanwar. R/o Village Banta, Tehsil Sanchore, Distt. Jalore.
4. Mst. Sakshi Kanwar D/o Late Sh. Lakh Singh, Minor Through Her Natural Guardian Mother Smt. Luni Kanwar. R/o Village Banta, Tehsil Sanchore, Distt. Jalore.
5. Bhawani Singh S/o Late Sh. Lakh Singh, Minor Through His Natural Guardian Mother Smt. Luni Kanwar. R/o Village Banta, Tehsil Sanchore, Distt. Jalore.
6. Karta Ram S/o Babra Ji Meghwal, R/o Charpatiya, Tehsil Raniwara, Distt. Jalore. (Driver)
7. Kesar Singh S/o Magh Singh Rajput, Owner, R/o Village Unari, Tehsil Sayla, Distt. Jalore.
8. Smt. Mohan Kanwar W/o Magh Singh Rajput, Owner, R/o Village Unari, Tehsil Sayla, Distt. Jalore.

----Respondents

For Appellant(s) : Mr. Jagdish Chandra Vyas

For Respondent(s) : --

HON'BLE MR. JUSTICE MADAN GOPAL VYAS

Order

28/05/2024

Heard.

2. Admit.
3. Notices be issued to respondents. Issue notice of stay application also, returnable on 06.08.2024.
4. Call for 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 50% of the award amount, along with the interest @ 6% within a period of one month, the recovery of the remaining amount under the impugned award dated 16.03.2024 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.

(MADAN GOPAL VYAS),J