

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

S.B. Civil Misc. Appeal No. 2465/2024

1. Smt. Papu Devi W/o Late Shri Papa Ram, Aged About 35 Years, R/o Village Salwa Kallan, Tehsil And District Jodhpur, Rajasthan.
2. Rinku D/o Late Shri Papa Ram, Aged About 17 Years, (Appellant No. 2 Through Her Mother Appellant No. 1) R/o Village Salwa Kallan, Tehsil And District Jodhpur, Rajasthan.
3. Kavita D/o Late Shri Papa Ram, Aged About 13 Years, (Appellant No. 3 Through Her Mother Appellant No. 1) R/o Village Salwa Kallan, Tehsil And District Jodhpur, Rajasthan.
4. Suman D/o Late Shri Papa Ram, Aged About 11 Years, (Appellant No. 4 Through Her Mother Appellant No. 1) R/o Village Salwa Kallan, Tehsil And District Jodhpur, Rajasthan.
5. Purnima D/o Late Shri Papa Ram, Aged About 7 Years, (Appellant No. 5 Through Her Mother Appellant No. 1) R/o Village Salwa Kallan, Tehsil And District Jodhpur, Rajasthan.
6. Bhavesh S/o Late Shri Papa Ram, Aged About 2 Years, (Appellant No. 6 Through Her Mother Appellant No. 1) R/o Village Salwa Kallan, Tehsil And District Jodhpur, Rajasthan.
7. Ganesh Ram S/o Late Shri Talsa Ram, Aged About 60 Years, R/o Village Salwa Kallan, Tehsil And District Jodhpur, Rajasthan.

-----Appellants

Versus

1. Padma Ram S/o Sri Jogaram, Aged About 42 Years, R/o Ghadav, Ps Karwar, At Present Saran Nagar, Ps Banar Jodhpur Rajasthan. (Driver Of The Vehicle Scorpio No. Rj 19 Uc 1833)
2. Mundan Infra Project Pvt. Ltd., House No. 51, 52 B/h Motor Merchant, Khasra No. 287/9 Jodhpur Through Sri Chaila Ram S/o Sri Seedha Ram Age About 53 Years, R/o Balaji Nagar, Pal Jodhpur, Ps Housing Board, Jodhpur. (Registered Owner Of The Vehicle Scorpio No. Rj 19 Uc

1833)

3. Icici Lombard General Insurance Company Ltd., Through Regional Manager, Plot No. 9A/b/iii Gulinda Bhawan, Ratanada, Jodhpur Rajasthan. (Insurer Of The Vehicle Scorpio No. Rj 19 Uc 1833)

-----Respondents

For Appellant(s) : Mr. Ram Niwas Choudhary

For Respondent(s) : Mr. Devendra Singh Chouhan

HON'BLE MR. JUSTICE MUKESH RAJPUROHIT

Order

23/03/2026

The instant appeal has been filed against the judgment and award dated 20.06.2024 passed by learned Motor Accident Claims Tribunal, Jodhpur Metropolitan in MACT Case No.431/2022 whereby the learned tribunal has awarded a sum of Rs.63,85,330/- in favour of the appellant.

Learned counsel for the parties submit that they have entered into a memorandum of understanding and the insurance company has agreed to pay a further enhanced sum of Rs.25,00,000/- towards full and final settlement of the claim made by the appellant.

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 the above said enhanced amount of Rs.25,00,000/- shall be paid by the insurance company to the appellant within a period of three months from today. If the said amount is not paid by the insurance company within a period

of three months, the insurance company shall pay interest @ 7% from today on the enhanced amount till the amount is actually paid to the appellant.

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

207-mSingh/-