

**HIGH COURT OF JUDICATURE FOR RAJASTHAN
BENCH AT JAIPUR**

S.B. Civil Miscellaneous Appeal No. 975/2018

Bajaj Allianz General Insurance Co Ltd

----Appellant

Versus

Jwala Bai And Anr

----Respondent

For Appellant(s) : Mr. Sandeep Pathak

For Respondent(s) :

HON'BLE MR. JUSTICE PRAKASH GUPTA

Order

06/11/2019

Heard.

Issue notice to the respondents returnable within four weeks.

Necessary steps be taken within a week.

Record be called for.

In the meantime, operation/execution of the impugned judgment and award dated 10/11/2017 passed by the Motor Accident Claims Tribunal, Alwar is stayed on the condition that the appellant shall deposit the award amount within one month with the Tribunal. On such deposit being made, the claimants shall be at liberty to withdraw 50% out of the said deposit on their furnishing solvent surety and an undertaking on oath to the effect that if the appellant ultimately succeeds in the appeal, the said amount shall be refunded with interest @ 6% per annum from the date of withdrawal till refund. The remaining 50% of the award amount be invested in the FDR in a nationalized bank for a period of one year which shall be renewed from time to time.

(PRAKASH GUPTA),J